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JOURNAL OF PROCEEDINGS  
OF THE  
**City-County Council**  
OF  
INDIANAPOLIS-MARION COUNTY  
State of Indiana  
FROM  
**JANUARY 1, 1989 TO DECEMBER 31, 1989**

Printed and Published Under the Authority of the  
City-County Council of Indianapolis-Marion County







**CITY-COUNTY OFFICIALS  
AND  
EXECUTIVE PERSONNEL**

As of December 31, 1989

**Office of the Mayor**

Mayor .....	William H. Hudnut, III
Senior Deputy Mayor .....	John M. Ryan
Deputy Mayor .....	John L. Krauss
Deputy Mayor .....	Joseph A. Slash

**City-County Council Officers**

President .....	Beurt R. SerVaas
Vice President/Majority Leader .....	Stephen R. West
Minority Leader .....	Glenn L. Howard
City Clerk .....	Beverly S. Rippey
Deputy City Clerk .....	Lynda J. Ludlow
Deputy City Clerk .....	Peggy M. Stawick
General Counsel .....	Robert G. Elrod
Research Director .....	Max L. Moser
Office Manager .....	Suellen Hart

**City-County Council Members**

First District .....	Gordon G. Gilmer
Second District .....	Beurt R. SerVaas
Third District .....	William G. Schneider
Fourth District .....	William A. Dowden
Fifth District .....	John Solenberg
Sixth District .....	Stephen R. West
Seventh District .....	Stuart W. Rhodes
Eighth District .....	Holley M. Holmes
Ninth District .....	Glenn L. Howard
Tenth District .....	Paul Jones
Eleventh District .....	Rozelle Boyd
Twelfth District .....	Betty M. Ruhmkorff
Thirteenth District .....	Richard F. Clark
Fourteenth District .....	Allen L. Durnil
Fifteenth District .....	Mary B. Moriarty
Sixteenth District .....	Harold E. Hawkins
Seventeenth District .....	Jeff Golc
Eighteenth District .....	Dwight Cottingham
Nineteenth District .....	Kenneth Giffin
Twentieth District .....	David P. McGrath
Twenty-first District .....	Ray R. Irvin
Twenty-second District .....	Susan Williams
Twenty-third District .....	Stanley P. Strader
Twenty-fourth District .....	Beulah A. Coughenour

Twenty-fifth District .....	Philip Borst
At Large .....	David Brooks
At Large .....	Carlton E. Curry
At Large .....	Beverly Mukes-Gaither
At Large .....	Julius Shaw

## Standing Committees of the City-County Council, 1989

### Committee on Committees

Beurt SerVaas, Chairman  
Glenn Howard  
Stephen West

### Administration

Stuart Rhodes, Chairman  
Beulah Coughenour  
Kenneth Giffin  
Harold Hawkins  
Holley Holmes  
David McGrath  
Mary Moriarty  
Julius Shaw

### Community Affairs

Stanley Strader, Chairman  
Carlton Curry  
Paul Jones  
Mary Moriarty  
Beverly Mukes-Gaither  
Betty Ruhmkorff

### County & Townships

Dwight Cottingham, Chairman  
Kenneth Giffin  
Jeff Golc  
Harold Hawkins  
Holley Holmes  
Stuart Rhodes

### Economic Development

William Schneider, Chairman  
Rozelle Boyd  
David Brooks  
Gordon Gilmer  
Mary Moriarty  
Beverly Mukes-Gaither  
Betty Ruhmkorff

### Metropolitan Development

Philip Borst, Chairman  
Rozelle Boyd  
David Brooks  
Gordon Gilmer  
Ray Irvin  
Beverly Mukes-Gaither  
John Solenberg  
Stanley Strader  
Susan Williams

### Municipal Corporations

Richard Clark, Chairman  
Allen Durnil  
Jeff Golc  
Beverly Mukes-Gaither  
Julius Shaw  
John Solenberg  
Susan Williams

### Parks & Recreation

Allen Durnil, Chairman  
Richard Clark  
Kenneth Giffin  
Glenn Howard  
Ray Irvin  
Paul Jones  
Betty Stewart  
Stanley Strader

### Public Safety & Criminal Justice

William Dowden, Chairman  
Philip Borst  
Carlton Curry  
Harold Hawkins  
Holley Holmes  
Glenn Howard  
Ray Irvin  
William Schneider  
Julius Shaw

**Public Works**

Beulah Coughenour, Chairman  
Rozelle Boyd  
David Brooks  
Dwight Cottingham  
Carlton Curry  
Glenn Howard  
Stuart Rhodes

**Rules & Policy**

David McGrath, Chairman  
Dwight Cottingham  
William Dowden  
Glenn Howard  
Paul Jones  
Beurt SerVaas  
Stephen West

**Transportation**

Gordon Gilmer, Chairman  
Carlton Curry  
Jeff Golc  
David McGrath  
John Solenberg  
Susan Williams

**Calendar of Sessions of the  
City-County Council, 1989**

January 9, 1989  
January 23, 1989  
February 6, 1989  
February 27, 1989  
March 20, 1989  
April 10, 1989  
April 24, 1989  
May 8, 1989  
May 22, 1989  
June 5, 1989  
June 19, 1989

July 10, 1989  
August 1, 1989  
August 28, 1989  
September 25, 1989  
October 9, 1989  
October 23, 1989  
November 6, 1989  
November 20, 1989  
December 4, 1989  
December 18, 1989



## **CONSOLIDATED CITY DEPARTMENTS**

### **DEPARTMENT OF ADMINISTRATION**

Director ..... Donald R. McPherson

#### **Finance**

City Controller ..... Fred L. Armstrong

#### **Office of Equal Opportunity**

Chief Officer ..... Robert Ransom

#### **Legal**

Corporation Counsel ..... Kristie L. Hill

City Prosecutor ..... Mark A. Mertz

#### **Personnel**

Director ..... Thomas E. Parker, Jr.

#### **Purchasing**

Purchasing Agent ..... Stephen D. Millspaugh

#### **Records**

Director ..... Fred Gamble

### **DEPARTMENT OF METROPOLITAN DEVELOPMENT**

Director ..... Mike D. Higbee

Deputy Director ..... Eugene W. Lausch

Deputy Director ..... Carl J. Lile

#### **Division of Development Services**

Administrator ..... Jon A. Meeks

Deputy of Current Planning/Plan Review ..... Gene Valanzano

Deputy of Inspection Services ..... C. David Lynn

Deputy of Permits and Records ..... Jill L. Kooiman

## **Economic and Housing Development**

Administrator ..... John W. Labaj  
Deputy Administrator ..... David M. Whitcher  
Deputy Administrator ..... Christine Glancy

### **Division of Housing**

Administrator ..... Rudy Hightower  
Deputy of Administration ..... James Davie  
Deputy of Materials ..... Lamond Martin  
Deputy of Technical Services ..... David Borland

### **Division of Planning**

Administrator ..... Stuart Reller  
Deputy Administrator ..... Clark Kahlo

### **Historic Preservation Commission**

Administrator ..... David Baker

### **City Market**

Administrator ..... Sandra Welch-Richard

## **DEPARTMENT OF PARKS AND RECREATION**

Director ..... F. Arthur Strong  
Deputy Director of Operations ..... Joseph L. B. Wynns  
Deputy Director of Support Services ..... Thomas Krudy  
Administrator of Parks ..... Mark Shambaugh  
Administrator of Recreation ..... Ralph Taylor  
Administrator of Eagle Creek Park ..... Steve Waltz  
Administrator of Golf ..... Reed Pryor

## **DEPARTMENT OF PUBLIC WORKS**

Director ..... Patrick L. Stevens  
Deputy Director ..... William Shassere

### **Air Pollution**

Administrator ..... David R. Jordon  
Assistant Administrator ..... Bernard O. Paul

## **Drainage & Flood Control**

Administrator ..... Jeff S. Dailey  
Administrative Engineer ..... David E. Keaffaber

## **DEPARTMENT OF PUBLIC SAFETY**

Director ..... Joseph J. Shelton  
Deputy Director ..... Harry E. Eakin  
Deputy Director ..... Andrew C. Tinker

### **Animal Control**

Administrator ..... Matthew Schneider

### **Emergency Management**

Administrator ..... W. Steven Collier

### **Police Department**

Chief ..... Paul A. Annee  
Assistant Chief ..... John E. Offutt  
Deputy Chief, Administration ..... Michael D. Fogarty  
Deputy Chief, Investigations ..... Robert Ward  
Deputy Chief, Operations ..... James E. Campbell

### **Fire Department**

Chief ..... Joseph Kimbrew  
Assistant Chief ..... Keith Smith  
Deputy Chief, Administration ..... Louis Dezelan  
Deputy Chief, Operations ..... David Grider

### **Weights & Measures**

Administrator ..... Gus Pappas

## **DEPARTMENT OF TRANSPORTATION**

Director ..... Joseph C. Stachler  
Executive Assistant ..... George H. Lynch  
Administrator of Development ..... Danny L. Smith  
Administrator of Finance/Administration ..... Robert A. Chapman



## MEMBERS OF OFFICIAL BOARDS

### Capital Improvement Board

President .....	P.E. MacAllister
Member .....	Herbert Backer
Member .....	David Orr
Member .....	Amanda Strong
Member .....	James Dora
Member .....	George Maley
Member .....	David R. Frick

### Election Board

Secretary .....	Bernard Gohmann
Member .....	Kurt Pantzer, Jr.
Member .....	John Swartz

### Board of Greater Indianapolis Progress Committee

Chairman .....	Donald W. Tanselle
Executive Director .....	Margo A. Lyon

### Board of Health & Hospital Corporation

Chairman .....	Randall D. Rogers
Member .....	Dr. H. Sprague Gardiner
Member .....	John F. White
Member .....	William Brown
Member .....	Randy Rogers
Member .....	Carlyn Johnson
Member .....	Dr. Henry C. Bock
Member .....	Thomas C. Hasbrook

### Indianapolis Airport Authority

President .....	John M. Vaughn
Vice President .....	Michael Schaefer
Secretary .....	John P. Kelly
Member .....	Faye Mowery

## DEPARTMENT OF ADMINISTRATION

### License Review Board

Chairman .....	Kent Newton
Member .....	David Leonard
Member .....	Dr. Roy Clinthorne

## **Tax Adjustment Board**

Chairman ..... Andre Lacy  
Vice Chairman ..... Dwight Cottingham  
Member ..... Dr. James R. Riggs  
Member ..... Fred Armstrong  
Member ..... Nancy Gastineau  
Member ..... Robert Cochrun  
Member ..... Robert O'Neil, Jr.

## **DEPARTMENT OF METROPOLITAN DEVELOPMENT**

### **Board of Zoning Appeals, Division I**

Chairman ..... Richard Thomas Hunter  
Vice Chairman ..... Wade D. Rubick  
Member ..... JoAnna Walker  
Member ..... Charles Montgomery  
Member ..... Randall W. Jehs

### **Board of Zoning Appeals, Division II**

Chairman ..... Michael D. McGinley  
Vice Chairman ..... Joan Gibbs  
Member ..... Robert O'Brien  
Member ..... Frank Russell  
Member ..... Harold Smith

### **Board of Zoning Appeals, Division III**

Chairman ..... James W. Wood  
Vice Chairman ..... Steve H. Brizendine  
Member ..... Bill Locey  
Member ..... Judy Newton  
Member ..... Richard Stanfield

### **Indianapolis Housing Authority Board**

Chairman ..... F. Edward Butz  
Vice Chairman ..... Cecil Ross  
Member ..... Nancy Smith  
Member ..... Reverend Ronald M. Ragan  
Member ..... Harriet M. Thompson

## **Indianapolis Historic Preservation Commission**

Chairman ..... Bruce A. Cordingley  
Vice Chairman ..... Katie Betley  
Member ..... Bob LaRue  
Member ..... Dallas Daniels  
Member ..... Sallie Rowland  
Member ..... Larry Bowman  
Member ..... Lesa Dietrick  
Member ..... Richard Guernsey

## **Metropolitan Development Commission**

Chairman ..... Robert Samuelson  
Vice Chairman ..... Lehman D. Adams, Jr.  
Member ..... Paul G. Roland  
Member ..... George Bixler  
Member ..... Rose Mary Clark  
Member ..... Carol Kirk  
Member ..... Eldon Cox  
Member ..... James A. Wade  
Member ..... James Curtis

## **DEPARTMENT OF PARKS AND RECREATION**

### **Board of Parks & Recreation**

Chairman ..... F. Arthur Strong  
Vice Chairman ..... Dave Probst  
Member ..... Richard Lahr  
Member ..... Barbara O'Laughlin  
Member ..... Benjamin Singleteary

## **DEPARTMENT OF PUBLIC WORKS**

### **Air Pollution Control Board**

Chairman ..... Arlie Ullrich, Jr.  
Member ..... Richard Phillips  
Member ..... Walter Abell  
Member ..... Dr. Robert S. Daly  
Member ..... John E. Davis  
Member ..... Diane Welch  
Member ..... David Rees  
Member ..... Dallas Schnitzius  
Member ..... Ingrid Ritchie



## Board of Public Works

Chairman ..... Patrick L. Stevens  
Member ..... Thomas O. Hale  
Member ..... Donald R. Hudson  
Member ..... George Erganian  
Member ..... Oscar C. Smith

## DEPARTMENT OF PUBLIC SAFETY

### Police Merit Board

Member ..... Richard McDowell  
Member ..... John Lauter  
Member ..... Robert M. Hayes  
Member ..... Charles R. Thomas, M.D.  
Member ..... Mary Helen VanBuren

### Fire Merit Board

Member ..... Dr. Paul Benedict  
Member ..... George Geib  
Member ..... Larna Spearman  
Member ..... Linda Spencer  
Member ..... William T. Lawrence

### Board of Public Safety

Chairman ..... Joseph Shelton  
Member ..... Delano Bryant  
Member ..... Beverly Mukes-Gaither  
Member ..... Dr. Dwight Schuster  
Member ..... Robert Moorhead

## DEPARTMENT OF TRANSPORTATION

Chairman ..... Joseph Staehler  
Member ..... Gary Booher  
Member ..... W. Wayne Burking  
Member ..... Russell W. Brown  
Member ..... Walter T. Scott

## MARION COUNTY OFFICIALS

County Assessor ..... Harold E. Bean, Jr.  
County Auditor ..... Faye Mowery  
County Board of Review ..... Harold E. Bean, Jr.  
County Commissioner ..... Harold E. Bean, Jr.

County Commissioner .....	Faye Mowery
County Commissioner .....	Edward Buckley
County Coroner .....	Karl Manders, M.D.
County Home .....	Henry Bahner
County Jail Commander .....	Larry Koch
County Prosecutor .....	Stephen Goldsmith
County Recorder .....	Beth O'Laughlin
County Surveyor .....	Jack A. Irwin, L.S.
County Treasurer .....	Edward Buckley
County Sheriff .....	James L. Wells
County Inheritance Tax Department .....	Judy McPhee
Central Data Processing .....	Louis Bubala
Central Law Library .....	Lynn Conner
Cooperative Extension Service .....	Oscar Hopkins
Center Township Assessor .....	James T. Maley, Jr.
Decatur Township Assessor .....	Charles L. Coleman
Franklin Township Assessor .....	Marilyn A. Gleason
Lawrence Township Assessor .....	Lois Ricketts
Perry Township Assessor .....	Mary K. Gillum
Pike Township Assessor .....	Marilyn Smith
Warren Township Assessor .....	Fredrick Monschein
Washington Township Assessor .....	Richard Cunningham
Wayne Township Assessor .....	Phillip D. Hinkle
Clerk of the Circuit Court .....	Bernard J. Gohmann
Circuit Court .....	John M. Ryan
Criminal Court 1 .....	John Tranberg
Criminal Court 2 .....	Webster L. Brewer
Criminal Court 3 .....	Charles Daugherty
Criminal Court 4 .....	Patricia J. Gifford
Criminal Court 5 .....	Roy F. Jones
Juvenile Court .....	Valan Boring
Presiding Judge, Municipal Court .....	Harold Kohlmeier
Probate Court .....	Victor Pfau
Superior Court 1 .....	Charles Applegate
Superior Court 2 .....	Kenneth H. Johnson
Superior Court 3 .....	Betty Barteau
Superior Court 4 .....	Richard L. Milan
Superior Court 5 .....	Michael Dugan
Superior Court 6 .....	Edward Madinger
Superior Court 7 .....	Gerald Zore
Criminal Court Probation .....	Earl Coleman

## **History of the Common Council of the City of Indianapolis**

Indianapolis was established as a town in 1821. It was at this time that a commission, appointed by the legislature, selected this location as a site for a seat of government of the State of Indiana.

The Town of Indianapolis conducted its affairs pursuant to the general laws of the state until 1832. In this year the town was incorporated and was governed by a board of five trustees.

In 1838, pursuant to a special act of the legislature, Indianapolis was reincorporated and placed in the hands of its first Town Council composed of a president and six members.

The Common Council continued in a large measure to control the affairs of Indianapolis as a town and as a city under various so-called charters or grants of the legislature until 1891.

Under a special act of the legislature of the 1891 for the City of Indianapolis, a somewhat different form of government was established. While the Council continued to exercise broad control over the city's affairs, various executive departments of the city were provided, such as Public Works, Public Safety, Public Parks and Public Health, conducted by boards appointed by the Mayor. These boards were granted specific powers and duties concerning the city's business previously exercised by the Council through committees subject, however, in some cases to approval of the Council in all matters of expenditure of money and appropriation of funds by the Council.

For some time prior to 1891 the City of Indianapolis was divided into 25 wards represented by 25 Ward Councilmen. Their term of office was two years and they were eligible for re-election. At this time there was also a separate body operating in conjunction with the Council called the Board of Aldermen, composed of ten Aldermen representing five Aldermen districts, two being elected from each district.

Under the 1891 act, the Board of Aldermen was abolished and Common Council of 21 members was established. Fifteen members were elected to represent 15 wards and six members were elected to represent the city at large.

This form of Council continued to exist in Indianapolis under the general cities and towns act of 1905. The act of 1905, while often referred to as the Indianapolis Charter, is very largely a re-enactment of the 1891 Indianapolis Charter, modified to make the Indianapolis system applicable to all classes of cities of the state. The 1905 law increased the term of Mayor and Councilmen to four years and prohibited re-election.

In 1909 a novel Councilmanic law for Indianapolis alone was passed by the legislature. That law limited the number of Councilmen to nine. The law provided for the nomination by each party of six candidates, one from each of six Councilmanic Districts. In the election all of the voters of the City could vote for any nine candidates and the nine receiving the highest number of votes were elected. This law insured a minority representation in the Council of at least three members. In 1949 the legislature amended the statutes to permit Councilmen to succeed themselves.

## **History of the City-County Council of the City of Indianapolis**

In 1969 the legislature enacted a law, popularly known as the "Unigov Act," which consolidated the City and County into one governmental unit. The act further provided for the creation of an interim City-County Council which served as the legislative body for the City and County until the new twenty-nine member Council was elected in November, 1971, and took office in January of 1972.

The Council is composed of twenty-five members elected from single member districts and four members elected to at-large by voters of the entire county.

Unified Government of Indianapolis-Marion County is an attempt to make metropolitan government simpler, more functional and more responsive to citizens' needs. Under the new structure, six major departments replaced the more than sixty which were in existence previously.



# EXECUTIVE HEADS OF THE CITY OF INDIANAPOLIS UNDER VARIOUS FORMS OF ORGANIZATION

## PRESIDENTS OF BOARDS OF TRUSTEES

Henderson, Samuel	October 12, 1832 to September 30, 1833
Edgar, James (resigned as Trustee)	September 30 to December 9, 1833
Blythe, Benjamin I.	March 7, 1834 to February 14, 1835
Morrison, Alexander F.	February 14 to October 2, 1835
Palmer, Nathan B.	October 2, 1835 to April 13, 1836
Lockerbie, George	April 13, 1836 to April 4, 1837
Soule, Joshua	April 3, 1837 to April 2, 1838

## PRESIDENTS OF TOWN COUNCIL

Morrison, James	1838 to 1839
Palmer, Nathan B.	1839 to 1840
Coburn, Henry P.	1840 to 1841
Sullivan, William (resigned November 12, 1841)	1841
Culley, David V.	1841 to 1844; 1850 to 1853
Wilson, Lazarus B.	1844 to 1845
Levy, Joseph A.	1845 to 1847
Rooker, Samuel S. (resigned November 1, 1847)	1847
Cady, Charles W.	1847 to 1848

## MAYORS

Henderson, Samuel	1847 to 1849
Newcomb, Horatio C. (resigned November 7, 1851)	1849 to 1851
Scudder, Caleb	1851 to 1854
McCready, James	1854 to 1856
West, Henry F. (died November 8, 1856)	1856
Coulon, Charles (to fill vacancy until November 22, 1856)	1856
Wallace, William John (resigned May 3, 1858)	1856 to 1858
Maxwell, Samuel D.	1858 to 1863
Caven, John	1863 to 1867; 1875 to 1881
Macauley, Daniel	1867 to 1873
Mitchell, James L.	1873 to 1875
Grubbs, Daniel W.	1881 to 1884
McMaster, John L.	1884 to 1886
Denny, Caleb S.	1886 to 1890
Sullivan, Thomas L.	January 1, 1890 to October 12, 1893
Denny, Caleb S.	October 12, 1893 to 1895
Taggart, Thomas	October 10, 1895 to 1901
Bookwalter, Charles A.	October 10, 1901 to 1903
Holtzman, John W.	October 15, 1903 to 1905

Bookwalter, Charles A. . . . .	1905 to 1909
Shank, Samuel Lewis (resigned November 28, 1913) . . . . .	1910 to 1913
Wallace, Harry R. . . . .	1913
Bell, Joseph E. . . . .	1914 to 1917
Jewett, Charles W. . . . .	1918 to 1921
Shank, Samuel Lewis . . . . .	1922 to 1925
Duvall, John L. (disqualified September 22, 1927) . . . . .	1926 to 1927
Slack, L. Ert . . . . .	1927 to 1929
Sullivan, Reginald H. . . . .	1930 to 1934
Kern, John W. (resigned September 2, 1937) . . . . .	1935 to 1937
Boetcher, Walter C. . . . .	1937 to 1938
Sullivan Reginald H. . . . .	1939 to 1942
Tyndall, Robert H. (died July 9, 1947) . . . . .	1943 to 1947
Denny, George L . . . . .	1947
Feeney, Al G. (died November 12, 1950) . . . . .	1948 to 1950
Bayt, Phillip L. (resigned November 24, 1951) . . . . .	1950 to 1951
Emhardt, Christian J. . . . .	1951
Clark, Alex M. . . . .	1952 to 1956
Bayt, Phillip L. (resigned December 31, 1958) . . . . .	1956 to 1958
Boswell, Charles H. (resigned August 6, 1962) . . . . .	1959 to 1962
Losche, Albert H. . . . .	1962 to 1963
Barton, John J. . . . .	1964 to 1968
Lugar, Richard G. . . . .	1968 to 1975
Hudnut, William H. III . . . . .	1976 to 1989

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**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JANUARY 9, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:03 p.m., on Monday, January 9, 1989, with Councillor SerVaas presiding.

Councillor Shaw lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

Councillor SerVaas instructed the clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

A quorum of twenty-nine members being present, the President called the meeting to order.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, January 9, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

*Journal of City-County Council*

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

December 27, 1988

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 29, 1988, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 697, 701, 703 and 704, 1988, to be held on Monday, January 9, 1989, at 7:00 p.m., in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

December 23, 1988

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 117, 1988, amending the City-County Annual Budget for 1988 (City-County Fiscal Ordinance No. 132, 1987) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 118, 1988, approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated County Fund, the Park District Fund, the Flood Control General fund, the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund, and the Sanitary Solid Waste General Fund during the period January 1, 1989, to December 31, 1989, in anticipation of current taxes levied in the year 1988 and collectible in the year 1989 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 119, 1988, amending the City-County Annual Budget for 1988 (City-County Fiscal Ordinance No. 132, 1987) transferring and appropriating an additional One Hundred Twenty Thousand Dollars (\$120,000) in the Consolidated County Fund for purposes of the Department of Administration, Legal Division, and reducing certain other appropriations for that Division.



*January 9, 1989*

FISCAL ORDINANCE NO. 120, 1988, amending the City-County Annual Budget for 1988 (City-County Fiscal Ordinance No. 132, 1987) transferring and appropriating an additional Fifty-one Thousand Three Hundred Twenty-five Dollars (\$51,325) in the County General Fund for purposes of the Presiding Judge of the Municipal Court, and reducing certain other appropriations for that Court.

FISCAL ORDINANCE NO. 121, 1988, amending the City-County Annual Budget for 1988 (City-County Fiscal Ordinance No. 132, 1987) transferring and appropriating an additional Three Thousand Five Hundred Dollars (\$3,500) in the County General Fund for purposes of the Superior Court, Criminal Division, Room Six, and reducing certain other appropriations for that Court.

GENERAL ORDINANCE NO. 121, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Section 17-650, Liability insurance, to postpone increased Insurance limit requirements until April 1, 1989.

GENERAL ORDINANCE NO. 122, 1988, amending Marlon County Council Ordinance No. 8-1957, As Amended, and fixing a time when the same shall take effect.

GENERAL ORDINANCE NO. 123, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Section 27-102, Basis for charge; how calculated.

GENERAL ORDINANCE NO. 124, 1988, concerning the Reorganization of the Department of Transportation.

GENERAL ORDINANCE NO. 125, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Section 8-240, License required, to expand the list of entities which need not be licensed as a wrecking contractor.

GENERAL ORDINANCE NO. 126, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 2, Administration.

GENERAL ORDINANCE NO. 127, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 23, Personnel, Article V, Code of Ethics.

GENERAL ORDINANCE NO. 128, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Section 17-836, to extend existing cart licenses temporarily to March 31, 1988.

GENERAL ORDINANCE NO. 129, 1988, amending the "Code of Indianapolis and Marion County, Indiana", Section 2-317, Additional duties and responsibilities, and Section 2-320, Same - Powers and duties.

SPECIAL ORDINANCE NO. 20, 1988, approving an Amendment Agreement - First Amendment to bond Purchase and Loan Agreement, Mortgage, Security Agreement and Trust Indenture and Termination of Bond Guaranty Agreement (the "Agreement") among Eugene L. Brown, Kenneth W. Brown and Joseph S. Brown (the "Brown Partners"); Everett I. Brown Company, an Indiana Partnership ("EIB"); Sol. C. Miller d//b/a MSE Realty ("Miller") (EIB and Miller are collectively referred to as "the Assignees"); 941 North Meridian Street Investment Company, an Indiana General Partnership (the "Partnership"); the City of Indianapolis, Indiana ("Issuer"); The Indiana National Bank, as Trustee ("Trustee"); and the Indiana National Bank as Bondholder ("Bondholder"), dated as of \_\_\_\_\_, 1988. The Agreement amends and assigns certain rights and obligations as set forth in financing documents executed with the issuance of City of Indianapolis, Indiana Economic Development Revenue Bond, Series 1984-A (941 North Meridian Street Investment Company Project) in the principal amount of \$5,000,000 and City of Indianapolis, Indiana, Economic Development Revenue Bond, Series 1984-B (941 North Meridian Street Investment Company Project) in the principal amount of \$2,00,000 (the Series A and Series B Bonds are referred to collectively as the ("Bonds")).

SPECIAL RESOLUTION NO. 59, 1988, honoring Ben Davis High School for winning the IHSAA Class 5-A State Football Championship.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **ORGANIZATION OF COUNCIL**

### **Selection of Temporary Officers**

Councillor West moved, seconded by Councillor Howard, to appoint Mr. Robert G. Elrod as the temporary chairman of the meeting and Mrs. Beverly S. Rippy as the temporary secretary. Without objection, the motion carried and Dr. SerVaas surrendered the gavel to Mr. Elrod and invited him to preside.

### **Election of Officers**

Mr. Elrod opened the floor for nominations for President of the Council. Councillor Cottingham nominated Councillor SerVaas for President, seconded by Councillor Rhodes. Councillor Gilmer moved, seconded by Councillor Boyd, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor SerVaas as President.

Mr. Elrod then entertained nominations for Vice President. Councillor Gilmer nominated Councillor West for Vice President, seconded by Councillor Holmes. Councillor Giffin moved, seconded by Councillor Holmes, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Councillor West as Vice President.

Mr. Elrod then entertained nominations for Clerk of the Council. Councillor Holmes nominated Mrs. Beverly S. Rippy, for Clerk of the Council, seconded by Councillor Cottingham. Councillor Cottingham moved, seconded by Councillor Holmes, to close nominations. Nominations were closed by unanimous voice vote, thereby electing Mrs. Beverly S. Rippy as Clerk of the Council.

Mr. Elrod then returned the gavel to President SerVaas.

### **Reappointment of Staff**

President SerVaas requested the following staff members to be reappointed:

Assistant Clerk & Office Manager - Suellen J. Hart

Assistant Clerk - Lynda J. Ludlow

Assistant Clerk - Peggy Stawick

General Counsel - Robert G. Elrod

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Senior Financial Analyst - J. Jack Hartnett

Research Director - Thomas H. Stoughton

Assistant Attorney - Kenneth T. Roberts

Assistant Research Director - Max L. Moser

There being no objections, these reappointments were made.

### **Certification of Caucus Leaders**

The undersigned Councillors having affiliated themselves with the caucus of the Republican Party, hereby certify that by a vote taken at that caucus on the 14th of November, 1988, Stephen R. West was selected as caucus leader.

Philip C. Borst  
Richard F. Clark  
Beulah Coughenour  
William A. Dowden  
Kenneth N. Giffin  
Holley M. Holmes  
David P. McGrath  
Stuart W. Rhodes  
Julius F. Shaw  
John Solenberg  
Stanley P. Strader

David Brooks  
Dwight Cottingham  
Carlton E. Curry  
Allen L. Durnil  
Gordon G. Gilmer  
Ray R. Irvin  
Beverly Mukes-Gaither  
William Schneider  
Beurt SerVaas  
Betty Stewart  
Stephen R. West

The undersigned Councillors having affiliated themselves with the caucus of the Democrat Party, hereby certify that by a vote taken at that caucus on the 14th of November, 1988, Glenn L. Howard was selected as caucus leader.

Rozelle Boyd  
Harold Hawkins  
Paul Jones  
Susan Williams

Jeff Golc  
Glenn L. Howard  
Mary Bridget Moriarty

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 665, 1988. This proposal approves a schedule of regular council meetings for the year 1989. At the November 28, 1988, Council Meeting, the first five months of this proposal were approved. The remaining seven months had been postponed for possible amendments. Councillor West moved to amend Proposal No. 665, 1988, by changing June 26 to June 19, July 24 to July 10 and August 7 to August 1. Proposal No. 665, 1988, was amended by unanimous voice vote. Councillor West moved, seconded by Councillor Howard, to adopt the remaining seven months of this proposal. The last seven months were adopted by unanimous voice vote.

Proposal No. 665, 1988, As Amended, was retitled COUNCIL RESOLUTION NO. 1, 1989, and the proposal in its entirety reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 1, 1989

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1989.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the following schedule of regular meetings for the year 1989:

- |                               |                                 |
|-------------------------------|---------------------------------|
| 1) Monday - January 9, 1989   | 12) Monday - July 10, 1989      |
| 2) Monday - January 23, 1989  | 13) Tuesday - August 1, 1989    |
| 3) Monday - February 6, 1989  | 14) Monday - August 28, 1989    |
| 4) Monday - February 27, 1989 | 15) Monday - September 25, 1989 |
| 5) Monday - March 20, 1989    | 16) Monday - October 9, 1989    |
| 6) Monday - April 10, 1989    | 17) Monday - October 23, 1989   |
| 7) Monday - April 24, 1989    | 18) Monday - November 6, 1989   |
| 8) Monday - May 8, 1989       | 19) Monday - November 20, 1989  |
| 9) Monday - May 22, 1989      | 20) Monday - December 4, 1989   |
| 10) Monday - June 5, 1989     | 21) Monday - December 18, 1989  |
| 11) Monday - June 19, 1989    |                                 |

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 700, 1988. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 700, 1988, on December 20, 1988. The proposal approves the Mayor's appointment of Michael D. Higbee as Director of the Department of Metropolitan Development for a term ending December 31, 1989. By a vote of 7-0, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Strader moved to postpone Proposal No. 700, 1988, until the next meeting. Without objection, the proposal was postponed.

PROPOSAL NOS. 698, 702, 705, 707, 709 and 710, 1988. Councillor SerVaas stated that unless there was objection, all these reappointments would be voted on together. PROPOSAL NO. 698, 1988. This proposal approves the Mayor's appointment of Donald R. McPherson as Director of the Department of Administration for a term ending December 31, 1989. The Administration Committee on January 5, 1989, recommended Proposal No. 698, 1988, Do Pass, by a 7-0 vote. PROPOSAL NO. 702, 1988. This proposal approves the Mayor's appointment of F. Arthur Strong as Director of the Department of Parks and Recreation for a term ending December 31, 1989. The Parks and Recreation Committee on January 5, 1989, recommended Proposal No. 702, 1988, Do Pass, by a 5-0 vote. PROPOSAL NO. 705, 1988. This proposal approves the Mayor's appointment of Joseph J. Shelton as Director of the Department of Public Safety for a term ending December 31, 1989. The Public Safety and Criminal Justice Committee on December 14, 1988, recommended Proposal No. 705, 1988, Do Pass, by a 7-0 vote. PROPOSAL NO. 707, 1988. This proposal approves the Mayor's appointment of Barbara S. Gole as Director of the Department of Public Works for a term ending December 31, 1989. The Public Works Committee on January 5, 1989, recommended Proposal No. 707, 1988, Do Pass, by a 6-0 vote. PROPOSAL NO. 709, 1988. This proposal approves the Mayor's appointment of certain persons as Deputy Mayors for a term ending December 31, 1989. The Rules and Policy Committee on December 21, 1989, recommended Proposal No. 709, 1988, Do Pass, by a 5-0 vote. PROPOSAL NO. 710, 1988. This proposal approves the Mayor's appointment of Joseph C. Staehler as Director of the Department of Transportation for a term ending December 31, 1989. The Transportation Committee on January 4, 1989, recommended Proposal No. 710,



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1988, Do Pass, by a 6-0 vote. Councillor Shaw moved, seconded by Councillor McGrath, for adoption. Proposal Nos. 698, 702, 705, 707, 709 and 710, 1988, were adopted by unanimous voice vote.

Proposal No. 698, 1988, was retitled COUNCIL RESOLUTION NO. 2, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 2, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of Donald R. McPherson as Director of the Department of Administration, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Administration, is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Donald R. McPherson, to serve as Director of the Department of Administration at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Donald R. McPherson is approved and confirmed by the City-County Council as Director of the Department of Administration for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 702, 1988, was retitled COUNCIL RESOLUTION NO. 3, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 3, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of F. Arthur Strong as Director of the Department of Parks and Recreation, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Parks and Recreation, is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of F. Arthur Strong, to serve as Director of the Department of Parks and Recreation at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. F. Arthur Strong is approved and confirmed by the City-County Council as Director of the Department of Parks and Recreation for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 705, 1988, was retitled COUNCIL RESOLUTION NO. 4, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 4, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of Joseph J. Shelton, as Director of the Department of Public Safety, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Public Safety, is subject to the approval of the City-County Council; and



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WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Joseph J. Shelton, to serve as Director of the Department of Public Safety at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Joseph J. Shelton is approved and confirmed by the City- County-Council as Director of the Department of Public Safety for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 707, 1988, was retitled COUNCIL RESOLUTION NO. 5, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 5, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of Barbara S. Gole as Director of the Department of Public Works, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Public Works, is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Barbara S. Gole, to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Barbara S. Gole is approved and confirmed by the City-County Council as Director of the Department of Public Works for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 709, 1988, was retitled COUNCIL RESOLUTION NO. 6, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 6, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of certain persons as Deputy Mayors for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana" mayoral appointments of Deputy Mayors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of his appointees for deputy mayor, to serve at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following persons are approved and confirmed by the City- County Council for the respective office for the term ending December 31, 1989 to serve at the pleasure of the Mayor, to wit:

Senior Deputy Mayor - John P. Ryan  
Deputy Mayor - Joseph A. Slash  
Deputy Mayor - John L. Krauss

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 710, 1988, was retitled COUNCIL RESOLUTION NO. 7, 1989, and reads as follows:

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CITY-COUNTY COUNCIL RESOLUTION NO. 7, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of Joseph C. Staehler as Director of the Department of Transportation, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Transportation, is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Joseph C. Staehler, to serve as Director of the Department of Transportation at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Joseph C. Staehler is approved and confirmed by the City-County Council as Director of the Department of Transportation for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 47, 1989. This proposal requests the Council to study whether Indianapolis should administer its own Section 8 housing program. Councillor Strader asked that this proposal be sent to the Community Affairs Committee. The president referred the proposal to the Community Affairs Committee.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 5, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$58,405 for the Department of Administration, Purchasing Division, to position purchasing agents in the Indianapolis Police and Fire Departments"; and the President referred it to the Administration Committee.

PROPOSAL NO. 6, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,915,000 for the Department of Administration, Central Equipment Management Division, to purchase vehicles for the Police Department"; and the President referred it to the Administration Committee.

PROPOSAL NO. 7, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION declaring the construction of a new Central Equipment Management Division Garage a necessity and implementing construction of the new garage"; and the President referred it to the Administration Committee.

PROPOSAL NO. 8, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing Marion County to purchase certain real property"; and the President referred it to the Administration Committee.

PROPOSAL NO. 9, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ray Irvin and Richard Payne to the Audit Committee"; and the President referred it to the Administration Committee.

PROPOSAL NO. 10, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Doris

Stigler to the Community Centers of Indianapolis Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 11, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Dwight Cottingham to the Marion County Board of Tax Adjustment"; and the President referred it to the Administration Committee.

PROPOSAL NO. 12, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Beverly Mukes-Gaither, Robert G. Lugar, Rodney W. Hall and Charles Pechette to the Public Housing Advisory Council"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 13, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,500 for the Cooperative Extension Service to purchase a new copier"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 14, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Curt Coonrod and Dan C. Whitmore to the Information Services Agency Management Board"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 15, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 16, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 17, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Lesa Dietrick and Mark Gibson to the Metropolitan Board of Zoning Appeals, Division II"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 18, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 19, 1989. Introduced by Councillor Irvin. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by adding a new Section 28-351, Memorial streets created, to provide for Memorial Streets"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 20, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Dorothy



McCormick to the Speedway Library Board"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 21, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,585,821 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 22, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,915,000 for the Department of Public Safety, Police Division, to allow the Police Department to keep its fleet at the current level per the five year fleet plan"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 23, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$450,000 for the Prosecuting Attorney, Marion County Justice Agency and County Auditor to cover expenses incurred on implementation and design of the UTT phase of JUSTIS"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 24, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$363,617 for the Prosecuting Attorney, County Sheriff and County Auditor for two existing programs, Metro Drug Task Force and Division of Addictive Services"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 25, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$152,800 for the Prosecuting Attorney to fund the Metro Drug Task Force"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 26, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$178,038 for the Prosecutor's Child Support IV-D Agency for the federally funded share of the Child Support computer upgrade"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 27, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,000 for the Marion County Community Corrections Agency to provide for increased caseloads and supply costs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 28, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$18,540 for the Superior Court, Criminal Division, Room 2, to transfer funds from payroll to contractual services for public defenders"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 29, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,431,197 for the Department of Public Works, Office of the Director, to make the

service fee as agreed upon within the Service Agreement"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 30, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing and directing the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 31, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the implementation of a user fee in the Solid Waste Disposal Special Taxing District"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 32, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE authorizing the expansion of the Solid Waste Collection Special Service District"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 33, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION amending the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc."; and the President referred it to the Public Works Committee.

PROPOSAL NO. 34, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Thomas O. Hale and Jack Hall, M.D., to the Board of Public Works"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 35, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Bruce Melchert to the Marion County Liquor Board"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 36, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing special parking privileges for police department vehicles on Porto Alegre, south of Michigan Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 37, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes in the Brunson Acres Subdivision, the Eagle Cove Subdivision and the Cross Creek Subdivision"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 38, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at various locations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 39, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code

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by authorizing a traffic signal at High School Road and 56th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 40, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 41, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing a two-way stop to a traffic signal at Century Plaza Road and Georgetown Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 42, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes in Avon Creek Subdivision, Cardinal Cove Subdivision and Beam Reach Subdivision"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 43, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing W. Wayne Burking and Howard Howe to the Board of Transportation"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 44, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by moving a traffic signal from Shadeland Avenue and Allstate Insurance Company to Shadeland Avenue, Eastgate Chrysler and Eastgate Mall"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 45, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing weight limit restrictions on a section of Trowbridge Street and Temple Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 46, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by prohibiting parking on both sides of Robbins Road from 86th Street to the north terminal (8815 North)"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 48, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$400,000 in the County auditor's budget for the acquisition of a building to be used by the Sheriff for district offices"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 49, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to provide procedure for owners of property to avoid lien for sewer service charges on rental property"; and the President referred it to the Public Works Committee.



## SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 1, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 1, 1989, on January 4, 1989. The proposal is a special ordinance authorizing the issuance of up to \$13,200,000 in Multi-Family Housing Revenue Refunding Bonds for Canal Square Project. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Stewart, for adoption. Proposal No. 1, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Cottingham, Curry, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*6 NOT VOTING: Clark, Coughenour, Dowden, Durnil, Hawkins, Mukes-Gaither*

Proposal No. 1, 1989, was retitled SPECIAL ORDINANCE NO. 1, 1989, and reads as follows:

### CITY-COUNTY SPECIAL ORDINANCE NO. 1, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its Multi-Family Housing Revenue Refunding Bonds (Canal Square Project) Series 1989 in the aggregate principal amount of not more than Thirteen Million Two Hundred Thousand Dollars (\$13,200,000) and approving and authorizing other actions in respect thereto.

WHEREAS, the Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a partnership for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the issuer and a corporate trustee; and

WHEREAS, the City of Indianapolis, Indiana (the "Issuer") intends to issue its City of Indianapolis, Indiana Multi-Family Housing Revenue Refunding Bonds (Canal Square Project) Series 1989 in the maximum aggregate principal amount of Thirteen Million Two Hundred Thousand Dollars (\$13,200,000) (the "Refunding Bonds") pursuant to a Trust Indenture between the Issuer and Bank One, Indianapolis, NA, as Trustee (the "Trustee"), dated as of January 1, 1989 (the "Trust Indenture") securing the Refunding Bonds, in order to obtain funds to lend Canal Square Limited Partnership, an Indiana limited partnership ("Canal Square"), pursuant to a Loan Agreement between the Issuer and Canal Square dated as of January 1, 1989 (the "Loan Agreement") for the purpose of currently refunding a portion of the City of Indianapolis, Indiana Multi-Family Housing Revenue Bonds (Canal Street Project) Series 1985 dated December 1, 1985 which were previously issued in the original aggregate principal amount of \$38,500,000 (the "Prior Bonds"), which were issued for the purpose of financing the cost of the acquisition, construction, installation and equipping of a multi-use complex containing approximately 350 multi-family residential rental housing units, 65,000 square feet of commercial/retail space and an approximately 450 vehicle parking garage containing approximately 525,000 gross square feet located at 430 West New York Street, Indianapolis, Indiana on approximately 2.84 acres of land; the acquisition, construction, installation and equipping of various site improvements at the facility; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facility (the "Original Project"); and

WHEREAS, Sycamore Canal Associates, an Indiana limited partnership, changed its name to Canal Square Associates, an Indiana limited partnership, and is one of the general partners of Canal Square and the predecessor in interest to Canal Square and the aforesaid description of the economic development facilities has been revised and the economic development facilities to be acquired, constructed, installed and equipped are now described as the acquisition, construction, installation, equipping and improvement of approximately 275 rental residential units, approximately 15,000 square feet of commercial retail space and a parking structure containing approximately 450

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parking spaces to be contained within a project to be located on an approximately 3.1 acre tract of land located at the northeast corner of the intersection of New York Street and West Street, Indianapolis, Indiana; the acquisition, construction installation, and equipping of various site improvements and the acquisition of certain land at the facilities; and the acquisition of machinery equipment, fixtures and furnishings for use in the facilities (the "Revised Project").

WHEREAS, the Loan Agreement provides for the repayment by Canal Square of the loan of the proceeds of the Refunding Bonds and further provides (i) for Canal Square's repayment obligation to be evidenced by Canal Square's Note (the "Note") and (ii) for such loan and the Note to be secured by the lien and security interest therein provided for, and (iii) for the issuance of an irrevocable direct pay letter of credit (the "Credit Facility" as defined in the Loan Agreement) under the Reimbursement and Credit Agreement between Canal Square and Societe Generale, Houston Agency (the "Bank") dated as of January 1, 1989 providing for the issuance by the Bank of its irrevocable direct pay letter of credit in favor of the Trustee (the "Credit Facility Agreement" as defined in the Loan Agreement); and

WHEREAS, pursuant to the Trust Indenture, the Issuer will endorse the Note without recourse and assign certain of its rights under the Loan Agreement as security for the Refunding Bonds which are payable solely and only out of the payments to be made by Canal Square with respect to the Note or payments to be made pursuant to the Credit Facility Agreement, and any other Notes issued under the Loan Agreement except to the extent paid out of Refunding Bond proceeds and proceeds of condemnation and insurance; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") on January 4, 1989 adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the current refunding of a portion of the Prior Bonds, which were issued to finance the Original Project, which will be initially owned by Canal Square, through the issuance of the Refunding Bonds complies with the purposes and provision of the Act and that such financing will be of benefit to the health and welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Loan Agreement (including the Note); Trust Indenture; Credit Facility Agreement (including the exhibits thereto); Bond Purchase Agreement among Merrill Lynch, Pierce, Fenner & Smith Incorporated (the "Underwriter"); Issuer and Canal Square dated January 17, 1989 (the "Bond Purchase Agreement"); Remarketing Agreement among Issuer, Canal Square, the Trustee, and the Merrill Lynch Capital Markets, Merrill Lynch, Pierce, Fenner & Smith Incorporated, a Delaware Corporation (the "Remarketing Agent") dated as of January 1, 1989 (the "Remarketing Agreement"); Preliminary Official Statement; the Redemption Agreement dated as of January 1, 1989 by and among the Issuer, Canal Square, Trustee and First Security National Bank & Trust Company, Lexington, Kentucky, and Union State Bank, Carmel, Indiana, acting as Trustee (collectively the "Prior Trustee") under that certain Trust Indenture dated as of December 1, 1985 by and between the Issuer and the Prior Trustee (the "Prior Indenture"); the First Amendment to Regulatory Agreement dated as of January 1, 1989 among the Issuer, Canal Square, Trustee and Prior Trustee; and the form of the Refunding Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Revised Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of Refunding Bonds, the loan of the proceeds thereof to Canal Square for the purposes of currently refunding a portion of Prior Bonds and financing the Revised Project, and the repayment of said loan by Canal Square and as further provided for by Financing documents, will be of benefit to the health and welfare of the Issuer and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Refunding Bonds in the aggregate principal amount of not more than Thirteen Million Two Hundred Thousand Dollars (\$13,200,000) for the purpose of procuring funds to loan to Canal Square in order to finance the economic development facilities, heretofore referred to as the Revised Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Refunding Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Canal Square on its Note in the principal amount equal to the aggregate principal amount of Refunding Bonds issued which will be executed and delivered by Canal Square to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Refunding Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the Issuer but shall be a limited obligation payable solely

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from the amounts payable under the Loan Agreement and other revenues of the Revised Project pledged thereto. Neither the Issuer, the State of Indiana nor any other political subdivision of the State of Indiana shall be obligated to pay the principal of or interest on such Refunding Bonds or other costs incident thereto except from the revenues of the Revised Project pledged therefor. Neither the faith and credit nor the taxing power of the Issuer, the State of Indiana or any political subdivision of the State of Indiana is pledged to the payment of the principal of, or premium, if any, or interest on the Bonds or other costs incident thereto.

SECTION 4. The City Clerk or City Controller is authorized and directed to sell the Refunding Bonds to the Underwriter at a price equal to 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest which shall be determined in the manner set forth in the Financing Documents; provided, however, that such stated per annum rate of interest shall never exceed twelve percent (12.0%) per annum.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and their execution in hereby confirmed, on behalf of the Issuer and any other document, including certificates, which may be necessary or desirable to consummate the transaction. The signatures of the Mayor and City Clerk on the Refunding Bonds may be facsimile signatures. The City Clerk or City Controller is authorized to arrange for the delivery of such Refunding Bonds to the Underwriter thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Refunding Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in Indiana Code 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing and remarketing of the Refunding Bonds.

SECTION 7. Canal Square and the Trustee are authorized to carry out the procedures specified in the Trust Indenture for the completion of the Revised Project. Such procedures shall include reimbursement to Canal Square for all advances made by Canal Square toward the costs of the Revised Project in contemplation of the issuance of the Refunding Bonds in reliance on the commitment of the Issuer in the original Inducement Resolution approved by the Special Resolution No. 148, 1985 adopted by this City-County Council on October 15, 1985 which are properly payable from the proceeds of the Refunding Bonds.

SECTION 8. Bank One, Indianapolis, NA is hereby designated as the initial corporate trustee under the Trust Indenture and also as an initial paying agent and an initial bond registrar for the Refunding Bonds.

SECTION 9. Merrill Lynch Capital Markets, Merrill Lynch, Pierce, Fenner & Smith Incorporated, a Delaware Corporation is hereby designated as the initial Remarketing Agent under the Remarketing Agreement for the Refunding Bonds.

SECTION 10. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the Issuer and the holders of the Refunding Bonds and after the issuance of said Refunding Bonds, this special ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holders so long as said Refunding Bonds or the interest thereon remains unpaid except as permitted by the Financing Documents.

SECTION 11. If any section, paragraph, clause or provision of this special ordinance shall be ruled by any court of competent jurisdiction to be invalid, the invalidity of such section, paragraph, clause, or provision shall not affect any of the remaining provisions hereof.

SECTION 12. All ordinances, resolutions, and orders, or parts thereof, in conflict with the provisions of this special ordinance, are, to the extent of such conflict, hereby repealed.

SECTION 13. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**PROPOSAL NO. 2, 1989.** Councillor Schneider reported that the Economic Development Committee heard Proposal No. 2, 1989, on January 4, 1989. The proposal is an inducement resolution authorizing economic development bond proceedings for a certain Piccadilly Corporation Project, not to exceed \$1,450, 000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 2, 1989, was adopted on the following roll call vote; viz:



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25 YEAS: *Borst, Boyd, Brooks, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Clark, Coughenour, Durnil, Mukes-Gaither*

Proposal No. 2, 1989, was retitled SPECIAL RESOLUTION NO. 1, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 1, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Piccadilly Corporation (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, renovate, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development project described as an eight (8) story apartment building located at 28 East 16th Street, Indianapolis, Indiana 46202 containing approximately 46,466 square feet and located on approximately .76 acres of land, which is currently being used as an apartment building, but which is in need of renovation and will continue to be used for apartments after renovation; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 7 at the end of one year, such jobs to include construction jobs related to the renovation of the Project, and 2 at the end of three years) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Commission and said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$1,450,000 under the Act to be privately placed or publicly offered with credit enhancement, which may include collateralization by the Government National Mortgage Association, subject to the project site being designated as an Economic Development Revitalization Area pursuant to I.C. 6-1.1-12.1, for the acquisition, renovation, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the hat (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires July 31, 1989 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the government

body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurance that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 3, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 3, 1989, on January 4, 1989. The proposal is an inducement resolution authorizing economic development bond proceedings for a certain Marleigh Corporation Project, not to exceed \$1,400,000. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 3, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*  
0 NAYS  
4 NOT VOTING: *Coughenour, Dowden, Durnil, Mukes-Gaither*

Proposal No. 3, 1989, was retitled SPECIAL RESOLUTION NO. 2, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 2, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company; and

WHEREAS, Marleigh Corporation (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, renovate, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development project described as a six (6) story apartment building located at 1434 North Delaware Street, Indianapolis, Indiana 46202 containing approximately 32,230 square feet and located on approximately .76 acres of land, which is currently a vacant apartment building, is in need of renovation and will continue to be used for apartments after renovation; the acquisition,

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construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, fixtures and furnishings for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 7 at the end of one year, such jobs to include construction jobs related to the renovation of the Project, and 2 at the end of three years) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Commission and said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$1,400,000 under the Act to be privately placed or publicly offered with credit enhancement, which may include collateralization by the Government National Mortgage Association, subject to the project site being designated as an Economic Development Revitalization Area pursuant to I.C. 6-1.1-12.1, for the acquisition, renovation, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, renovation, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, construction, installation and equipping of the Project, this Commission hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires July 31, 1989 unless such bonds have been issued or an Ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurance that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.



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SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 4, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 4, 1989, on January 4, 1989. The proposal is a resolution extending the expiration date contained in an inducement resolution adopted on July 25, 1988, for Shephard Poorman Communications Corporation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 4, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*6 NOT VOTING: Borst, Dowden, Dumil, Hawkins, McGrath, Mukes-Gaither*

Proposal No. 4, 1989, was retitled SPECIAL RESOLUTION NO. 3, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 3, 1989

A SPECIAL RESOLUTION amending City-County Special Resolution No. 39, 1988 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company, and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 39, 1988 (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Shepard Poorman Communications Corporation (the "Company") which Inducement Resolution set an expiration date of January 31, 1989 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of January 31, 1989 contained therein and replacing said date with the date of July 31, 1989.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 50 - 58, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 22, 1988". The Council did not schedule Proposal Nos. 50 - 58, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 50 - 58, 1989, were retitled REZONING ORDINANCE NOS. 1 - 9, 1989, and are identified as follows:

REZONING ORDINANCE NO. 1, 1989. 88-Z-234 (AMENDED) WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12

January 9, 1989

9751 EAST 25TH STREET, INDIANAPOLIS.

CLOVERLEAF PROPERTIES, AN INDIANA PARTNERSHIP, by Philip A. Nicely, requests the rezoning of 4.939 acres, being in the A-2 district, to the D-4 classification, to provide for residential development.

REZONING ORDINANCE NO. 2, 1989. 88-Z-245 WASHINGTON TOWNSHIP

COUNCILMANIC DISTRICT NO. 2

5210 MICHIGAN ROAD, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.50 acre, being in the SU-1 district, to the D-S classification, to correct a map error as per commitments in rezoning petition 74-Z-150.

REZONING ORDINANCE NO. 3, 1989. 88-Z-249 CENTER TOWNSHIP

COUNCILMANIC DISTRICT NO. 22

17 NORTH HIGHLAND AVENUE, INDIANAPOLIS.

ROD COLLIER, by Mary E. Solada, requests the rezoning of 0.25 acre, being in the SU-1 district, to the D-8 classification, to provide for the conversion of a double family residence to a boarding house.

REZONING ORDINANCE NO. 4, 1989. 88-Z-254 PIKE TOWNSHIP

COUNCILMANIC DISTRICT NO. 1

4301 EAGLE CREEK PARKWAY, INDIANAPOLIS.

ECKES-VERMOEGENS VERMALTUNGS-GMBH, by ISG, Inc., by Mary E. Solada, requests the rezoning of 13.06 acres, being in the PK-2 district, to the PK-1 classification, to provide for park use.

REZONING ORDINANCE NO. 5, 1989. 88-Z-257 WARREN TOWNSHIP

COUNCILMANIC DISTRICT NO. 12

6433 EAST 30TH STREET, INDIANAPOLIS.

THE BURKE COMPANY, by Phillip H. Minton, requests the rezoning of 0.75 acre, being in the D-8 district, to the I-3-S classification, to permit storage and lease of contractor's equipment.

REZONING ORDINANCE NO. 6, 1989. 88-Z-259 PERRY TOWNSHIP

COUNCILMANIC DISTRICT NO. 25

8350 BLUFF ROAD, INDIANAPOLIS.

THE GLORIOUS CHURCH OF GOD, by Michael J. Kias, requests the rezoning of 7.38 acres, being in the A-2 district, to the SU-1 classification, to permit church use.

REZONING ORDINANCE NO. 7, 1989. 88-Z-262 WAYNE TOWNSHIP

COUNCILMANIC DISTRICT NO. 8

3402 GEORGETOWN ROAD, INDIANAPOLIS.

O.B. LIQUORS, by James R. Nickels, requests the rezoning of 0.63 acres, being in the D-4 district, to the C-3 classification, to conform zoning to its use.

REZONING ORDINANCE NO. 8, 1989. 88-Z-264 (88-DP-9) PIKE TOWNSHIP

COUNCILMANIC DISTRICT NO. 1

5150 WEST 56TH STREET, INDIANAPOLIS.

DAVIS DEVELOPMENT CORPORATION, by Stephen D. Mears, requests the rezoning of 39.41 acres, being in the A-2, D-6II and SU-43 districts, to the DP classification, to provide for a residential planned unit development.

REZONING ORDINANCE NO. 9, 1989. 88-Z-265 PIKE TOWNSHIP

COUNCILMANIC DISTRICT NO. 1

5150 WEST 56TH STREET (REAR), INDIANAPOLIS.

DAVIS DEVELOPMENT CORPORATION, by Stephen D. Mears, requests the rezoning of 21.43 acres, being in the A-2, SU-3 and SU-43 districts, to the D-6II classification, to provide for residential development.

PROPOSAL NOS. 59 - 62, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 5, 1989". The Council did not schedule Proposal Nos. 59 - 62, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 59 - 62, 1989, were retitled REZONING ORDINANCE NOS. 10 - 13, 1989, and are identified as follows:

REZONING ORDINANCE NO. 10, 1989. 88-Z-263 PERRY TOWNSHIP

COUNCILMANIC DISTRICT NO. 25

6710 SOUTH HARDING STREET, INDIANAPOLIS.

INDIANAPOLIS WATER COMPANY, by Wilson S. Stober, requests the rezoning of 104 acres, being in the A-2 district, to the SU-39 classification, to provide for water utility uses.

REZONING ORDINANCE NO. 11, 1989. 88-Z-270 FRANKLIN TOWNSHIP

COUNCILMANIC DISTRICT NO. 13

4520 INDEPENDENCE SQUARE, INDIANAPOLIS.

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INDEPENDENCE SQUARE COMPANY requests the rezoning of 0.56 acre, being in the C-S district, to the C-S classification, to provide for an existing building to be used as a day care center in addition to the uses authorized by 77-Z-98.

REZONING ORDINANCE NO. 12, 1989. 88-Z-272 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4

1225 EAST 86TH STREET, INDIANAPOLIS.

FRANK J. HABIG, JR. AND HABIG CORPORATION, by Mary E. Solada, request the rezoning of 0.80 acre, being in the C-4 and C-1 districts, to the C-S classification, for use as a garden and lawn center.

REZONING ORDINANCE NO. 13, 1989. 88-Z-273 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19

5021 KENTUCKY AVENUE, INDIANAPOLIS.

STANLEY HAWKINS requests the rezoning of 1.22 acres, being in the SU-18 district, to the C-3 classification, to provide for commercial use.

PROPOSAL NO. 63, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on January 5, 1989". The Council did not schedule Proposal No. 63, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 63, 1989, was retitled REZONING ORDINANCE NO. 14, 1989, and is identified as follows:

REZONING ORDINANCE NO. 14, 1989. 88-Z-176 (AMENDED) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3

APPROX. 5602 CAITO DRIVE, INDIANAPOLIS.

LAWRENCE CENTRE ASSOCIATES, by Mary E. Solada, requests the rezoning of 7.6 acres, being in the C-2 district, to the SU-6 classification, to provide for the development of a private psychiatric hospital.

## **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 697, 1988. Councillor Rhodes reported that the Administration Committee heard Proposal No. 697, 1988, on January 5, 1989. The proposal appropriates \$355,504 for the Department of Administration, Director's Office, for a new phone system to allow expansion to another building. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes stated that an amendment was in order for Character 3. Instead of \$208,154 only \$188,154 is needed; making the total fiscal amount \$335,504 rather than \$355,504. Councillor Curry moved, seconded by Councillor West, to amend Proposal No. 697, 1989, by changing the fiscal total to \$335,504, by removing \$20,000 from Character 3. The amendment was adopted by unanimous voice vote.

The President called for public testimony at 7:52 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 697, 1988, As Amended, was adopted on the following roll call vote; viz:

*20 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Rhodes, Shaw, Solenberg, Stewart, West*

*3 NAYS: Moriarty, Schneider, Williams*

*6 NOT VOTING: Brooks, Dowden, Holmes, Mukes-Gaither, SerVaas, Strader*

Proposal No. 697, 1988, As Amended, was retitled FISCAL ORDINANCE NO. 1, 1989, and reads as follows:

### **CITY-COUNTY FISCAL ORDINANCE NO. 1, 1989**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Thirty-five Thousand Five Hundred four Dollars (\$335,504) in the City General Fund for purposes of the Department of Administration, Director's Office, and reducing the unappropriated and unencumbered balance in the City General Fund.



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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Director's Office, to purchase a new phone system to allow the expansion to another building, more accurately and efficiently account and rebill to users and reduce repair problems.

SECTION 2. The sum of Three Hundred Thirty-five Thousand Five Hundred four Dollars (\$335,504) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION  
DIRECTOR'S OFFICE

1. Personal Services
2. Supplies
3. Other Services & Charges
- TOTAL INCREASE

CITY GENERAL FUND

\$ 72,500  
74,850  
188,154  
\$335,504

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
City General Fund  
TOTAL REDUCTION

CITY GENERAL FUND

\$335,504  
\$335,504

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 701, 1988. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 701, 1988, on January 5, 1989. The proposal appropriates \$1,100,000 for the Department of Parks and Recreation, Administration Division, to construct a police quadrant headquarters building within Washington Park. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Durnil stated that the proposal needs to be postponed until the January 23rd meeting, because it needs to be re-advertised. Without objection, the proposal was postponed.

PROPOSAL NO. 703, 1988. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 703, 1988, on December 14, 1988. The proposal appropriates \$768,426 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to establish and maintain the technical support for the implementation of E-911 and a county-wide radio system. By a 5-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Schneider asked about the cellular phones. Councillor Dowden explained that the phones were needed for the technicians in the field to be able to communicate to each other. Councillor Schneider, voiced his concerns that he is not convinced that MECA needs these phones.

Gen. Daniel French, Director of MECA, explained that the technicians use the master street address guide, and if there is a discrepancy in the address, they need to call in and confirm it.

Councillor Schneider moved, seconded by Councillor Boyd, to amend Proposal No. 703, 1988, by removing \$12,000 from Character 3, changing the total of Character 3 from \$329,565 to \$317,565 and the total of the fiscal from \$768,426 to \$756,426. The amendment was adopted by unanimous voice vote.

The President called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 703, 1988, As Amended, was adopted on the following roll call vote; viz:

17 YEAS: *Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Hawkins, Holmes, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Solenberg, West*  
10 NAYS: *Borst, Cottingham, Durnil, Giffin, Gilmer, Howard, Shaw, Stewart, Strader, Williams*  
2 NOT VOTING: *Golc, Jones*

Proposal No. 703, 1988, As Amended, was retitled FISCAL ORDINANCE NO. 2, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 2, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seven Hundred Fifty-six Thousand Four Hundred Twenty-six Dollars (\$756,426) in the Metropolitan Emergency Communications Fund for purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, to establish and maintain the technical support for the implementation of E-911 and a county-wide radio system.

SECTION 2. The sum of Seven Hundred Fifty-six Thousand Four Hundred Twenty-six Dollars (\$756,426) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY <u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>METROPOLITAN EMERGENCY COMMUNICATIONS FUND</u>
1. Personal Services	\$361,861
2. Supplies	25,000
3. Other Services & Charges	317,565
4. Capital Outlay	<u>52,000</u>
TOTAL INCREASE	\$756,426

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>METROPOLITAN EMERGENCY COMMUNICATIONS FUND</u>
Unappropriated and Unencumbered Metropolitan Emergency Communications Fund	<u>\$756,426</u>
TOTAL REDUCTION	\$756,426

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 704, 1988. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 704, 1988, on December 14, 1988. The proposal appropriates \$184,712 for the County Sheriff to hire eight additional corrections officers to bring the inmate recreation hours in line with a Federal Court Order.



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By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 704, 1988, was adopted on the following roll call vote; viz:

*20 YEAS: Brooks, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, Moriarty, Mukes-Gaither, SerVaas, Shaw, Solenberg, Stewart, Strader, West,*

*5 NAYS: Boyd, Dumil, McGrath, Schneider, Williams*

*4 NOT VOTING: Borst, Clark, Irvin, Rhodes*

Proposal No. 704, 1988, was retitled FISCAL ORDINANCE NO. 3, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 3, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Eighty-four Thousand Seven Hundred Twelve Dollars (\$184,712) in the County General Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the County Sheriff to hire eight additional correction officers to bring inmate recreation hours in line with Federal Court Order.

SECTION 2. The sum of One Hundred Eighty-four Thousand Seven Hundred Twelve Dollars (\$184,712) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$178,784
2. Supplies	4,488
3. Other Services & Charges	<u>1,440</u>
TOTAL INCREASE	\$184,712

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$184,712</u>
TOTAL REDUCTION	\$184,712

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 615, 1988. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 615, 1988, on November 15, 1988. The proposal allows the Health and Hospital Corporation to create and disseminate pregnancy health warning posters. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor McGrath asked that this proposal be postponed until the next meeting. Without any objection, the proposal was postponed.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 680, 1988. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 680, 1988, on January 5, 1989. The proposal establishes procedures for expanding or deleting territory for the solid waste disposal special taxing districts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal No. 680, 1988, As Amended, was adopted on the following roll call vote; viz:

*23 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Jones, McGrath, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*6 NOT VOTING: Borst, Dowden, Howard, Irvin, Moriarty, Schneider*

Proposal No. 680, 1988, As Amended, was retitled GENERAL ORDINANCE NO. 1, 1989, and reads as follows:

#### CITY-COUNTY GENERAL ORDINANCE NO. 1, 1989

A GENERAL ORDINANCE establishing procedures for expanding or deleting territory for the solid waste disposal special taxing districts.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Revised Code of the Consolidated City and County, be, and is hereby amended by adding Section 111-51, Procedures for expanding or deleting territory of the solid waste disposal special taxing district, to read as follows:

Sec. 111-51. Procedures for expanding or deleting territory of the solid waste disposal special taxing district.

(a) The territory of the solid waste disposal special taxing district, may be expanded in accordance with the procedures in this section.

(b) Petition.

A petition to include additional territory in the district must be submitted to the Board of Public Works for study and recommendation. Such a petition must be signed by at least ten (10) interested residents in the proposed additional territory.

(c) Hearing.

After receiving the petition, the Board of Public Works shall set a date for a public hearing not sooner than 30 days thereafter, publish notice of the hearing in accordance with I.C. 5-3-1, and upon hearing the matter, determine whether the territory should be added to the district.

(d) Recommendation.

If the Board of Public Works recommends that all or part of the territory should be added to the district, it shall forward a proposed ordinance to the Council.

(e) Council action.

The Council shall introduce a proposal for an ordinance for expanding the district as recommended by the Board of Public Works. After public hearing, the Council may adopt an ordinance to expand the district to include all or part of the territory recommended by the Board of Public Works or may reject the expansion.

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(f) Territory in the solid waste disposal special taxing district may be removed in the manner established in this section for expanding the district.

SECTION 2. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 681, 682, 683, 684, and 711, 1988. Councillor SerVaas stated that unless there was objection, all these proposals would be voted on together. PROPOSAL NO. 681, 1989. This proposal amends the Code by authorizing intersection control changes at various locations in Charter Pointe Subdivision, Southern Lakes Subdivision and Brookfield Estates Subdivision. PROPOSAL NO. 682, 1989. This proposal amends the Code by authorizing intersection control changes at various locations in the Castel Ridge Subdivision. PROPOSAL NO. 683, 1989. This proposal amends the Code by authorizing a traffic signal at Girls School Road and Morris Street. PROPOSAL NO. 684, 1989. This proposal amends the Code by authorizing traffic signals at Blackford Street and Michigan Street, and Blackford Street and New York Street. PROPOSAL NO. 711, 1989. This proposal amends the Code by authorizing a four-way stop at Evanston Avenue and 71st Street.

Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 681, 682, 683, 684 and 711, 1989, on January 4, 1989. By 5-0 votes, the Committee reported the proposals to the Council with recommendations that they do pass. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal Nos. 681, 682, 683, 684 and 711, 1988, were adopted on the following roll call vote; viz:

24 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Holmes, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Borst, Dowden, Hawkins, Howard, Irvin*

Proposal No. 681, 1988, was retitled GENERAL ORDINANCE NO. 2, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 2, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Colony Pointe E. Dr & Navigate Way	Colony Pointe E. Dr	Stop
6, Pg. 1	Colony Pointe W. Dr Passage Cir	Colony Pointe W. Dr	Yield
6, Pg. 1	Colony Pointe W. Dr Settlement S. Dr	Settlement S. Dr	Stop

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6, Pg. 1	Colony Pointe E. Dr (SB), Colony Point E. Dr. (WB), & Settlement S. Dr	Colony Pointe E. Dr (SB) & Settlement S. Dr	Stop
48, Pg. 1	Combs Rd & Southern Lakes Dr N.	Combs Rd	Stop
48, Pg. 1	Glen Shire Le & Southern Lakes Dr	Southern Lakes Dr	Stop
48, Pg. 1	Lorene Cir & Lorene Ct	Lorene Ct	Yield
48, Pg. 1	Lorene Ct & Southern Lakes Dr N.	Southern Lakes Dr N.	Stop
47, Pg. 1	Brookfield Dr & Ehlerbrook Rd	Ehlerbrook Rd	Stop
47, Pg. 1	Brookfield Dr & Emerson Av	Emerson Av	Stop
47, Pg. 1	Brookfield Dr & Lynn Dr	Brookfield Dr	Stop
47, Pg. 1	Brookfield Dr & Parsley Le	Brookfield Dr	Stop
47, Pg. 1	Ehler Dr & Parsley Le	Ehler Dr	Stop
47, Pg. 1	Brookfield Dr & Rob Le	Brookfield Dr	Stop
47, Pg. 1	Ehler Dr & Emerson Av	Emerson Av	Stop
47, Pg. 1	Ehler Dr & Lynn Dr	Ehler Dr	Stop
47, Pg. 1	Ehler Dr & Rob Le	Ehler Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 682, 1988, was retitled GENERAL ORDINANCE NO. 3, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 3, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Castle Ridge Le & Castle Ridge Ct	Castle Ridge Le	Stop

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6, Pg. 1	Castle Ridge Le & Castle Rock Ct	Castle Ridge Le	Yield
6, Pg. 1	Castle Ridge Le & S. Chatham Ct	Castle Ridge Le	Yield
6, Pg. 1	Castle Ridge Le & N. Chatham Ct	Castle Ridge Le	Yield
6, Pg. 1	Castle Ridge Le & Wakefield Ct	Castle Ridge Le	Yield
6, Pg. 1	Castle Ridge Le & Warwick Le	Castle Ridge Le	Stop
6, Pg. 1	Castle Ridge Le & 82nd St	82nd St	Stop
6, Pg. 2	Hague Rd & Warwick Le	Hague Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 683, 1988, was retitled GENERAL ORDINANCE NO. 4, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 4, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 2	Girls School Rd & W. Morris St	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 2	Girls School Rd & Morris St	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 684, 1988, was retitled GENERAL ORDINANCE NO. 5, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 5, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:



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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 3	N. Blackford St & W. Michigan St	W. Michigan St	Stop
24, Pg. 3	N. Blackford St & W. New York St	W. New York St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
24, Pg. 3	Blackford St & Michigan St	None	Signal
24, Pg. 3	Blackford St & New York St	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 711, 1988, was retitled GENERAL ORDINANCE NO. 6, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 6, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 6	Evanston Av & E. 71st St	E. 71st St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 6	Evanston Av & 71st St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 699, 1988. Councillor Rhodes reported that the Administration Committee heard Proposal No. 699, 1988, on January 5, 1989. The proposal approves an Amendment to the Franchise Contract between American Cablevision of Indianapolis, Inc. and the City of Indianapolis. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 699, 1988, was adopted on the following roll call vote; viz:

25 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams

0 NAYS

4 NOT VOTING: Borst, Dowden, Durnil, Schneider

January 9, 1989

Proposal No. 699, 1988, was retitled SPECIAL ORDINANCE NO. 2, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 2, 1989

A SPECIAL ORDINANCE approving an Amendment to the Franchise Contract between American Cablevision of Indianapolis, Inc. and the City of Indianapolis, Indiana.

WHEREAS, on February 19, 1981, the City of Indianapolis, Indiana (the "City") and American Cablevision of Indianapolis, Inc. ("ACI") entered into a Franchise Contract, whereby ACI was granted by the City a cable television franchise to construct and operate a cable television system within a certain geographical area of the City (the "Franchise Contract"); and

WHEREAS, Article VI of the Franchise Contract requires the City to appoint a Citizens Advisory Committee comprised of five (5) members to serve certain advisory roles with relation to ACI and the operation of the cable television system; and

WHEREAS, Section 11.03 of the Franchise Contract states that the application submitted by ACI pursuant to the Code of Indianapolis and of Marion County, Indiana ("the Application"), is specifically incorporated therein by reference and states that ACI is bound by every promise, proposal and representation contained in the application as if such promises, proposals and/or representations were fully set forth in the Franchise Contract; and

WHEREAS, ACI wishes to modify the Franchise Contract by deleting and/or modifying certain promises, proposals, and/or representations set forth in its Applications, and a public hearing was held on such proposed modifications by the Cable Franchise Board of the City of Indianapolis, Indiana (the "Board") as required by the Cable Communications Policy Act of 1984 (47 U.S.C. Section 545); and

WHEREAS, on November 15, 1988 the Board approved an Amendment to Franchise Contract incorporating ACI's requested modifications to the Franchise Contract, subject to the approval of the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "Council"); now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby approves the Amendment to Franchise Contract between the City and ACI in the form which is attached hereto and incorporated herein by reference.

SECTION 2. The Director of the Office of Telecommunications and the Mayor are hereby authorized and directed to execute the Amendment to Franchise Contract on behalf of the City.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

AMENDMENT TO FRANCHISE CONTRACT  
BETWEEN THE CITY OF INDIANAPOLIS, INDIANA  
AND AMERICAN CABLEVISION OF INDIANAPOLIS, INC.

This Amendment to Franchise Contract, made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 1988, by and between the City of Indianapolis, Indiana (the "City") and American Cablevision of Indianapolis, Inc., an Indiana Corporation with its principal place of business located at 3030 Roosevelt Avenue, Indianapolis, Indiana 46218 (the "Operator");

WITNESSETH THAT:

WHEREAS, on February 19, 1981, the City and the Operator entered into a Franchise Contract, whereby the Operator was granted by the City a cable television franchise to construct and operate a cable television system within a certain geographical area of the City (the "Franchise Contract"); and

WHEREAS, Article VI requires the City to appoint a Citizens Advisory Committee comprised of five (5) members to serve certain advisory roles with relation to the Operator and the operation of the cable television system; and

WHEREAS, the Operator wishes to have the Citizens Advisory Committee expanded to include nine (9) members; and

WHEREAS, Section 11.03 of the Franchise Contract states that the application submitted by the Operator pursuant to the Code of Indianapolis and of Marion County, Indiana (the "Application"), is specifically incorporated therein by reference and states that the Operator is bound by every promise, proposal and representation contained

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in the application as if such promises, proposals and/or representations were fully set forth in the Franchise Contract; and

WHEREAS, the Operator wishes to modify the Franchise Contract by deleting and/or modifying certain promises, proposals, and/or representations set forth in its Applications, and a public hearing has been held on such proposed modifications, as required by the Cable Communications Policy Act of 1984 (47 U.S.C. Section 545); and

WHEREAS, the Cable Franchise Board of the City of Indianapolis, Indiana (the "Board") has approved the modifications to the Franchise Contract as set forth herein at its meeting on November 15, 1988, and the City-County Council of the City of Indianapolis and of Marion County, Indiana (the "Council") has approved an ordinance approving the modifications to the Franchise Contract as set forth herein;

Now, therefore, the City and the Operator do hereby mutually agree that the Franchise Contract, including the Application, is hereby amended as follows:

1. Section 6.01 of the Franchise Contract is amended to provide that the Citizens Advisory Committee shall be comprised of nine (9) members, all of whom shall be residents living within the Territory, and none of whom shall be officials, employees or agents of the City of Indianapolis, of Marion County, Indiana, or the Operator. In making such appointments the Board shall appoint persons who are representative of the communities and groups served by the Operator's system giving due regard to the demographic characteristics of the Territory.
2. The Application is amended to delete the obligation of the Operator to locate a public access studio at Flanner House.
3. The Application is amended to delete all references to any obligation to provide additional public access studios other than the one currently located at 3030 Roosevelt Avenue.
4. The Application is amended to delete any obligation to provide an access stereo FM radio studio.
5. The Application is amended to eliminate the obligation to provide a second mobile unit for public access purposes.
6. The Application is amended to delete any obligation to provide portable modulators for public access purposes.
7. The Application is amended to delete the obligation to provide the staffing and financial commitments referred to on pages 19K and 28K of the Application.
8. The Application is amended to delete the obligation to provide any alpha numeric keyboards for public access purposes.
9. The Application is amended to delete the obligation to provide advisory boards for every public access channel provided that the Operator does provide at least one (1) such advisory board.
10. The amendments contained in this Amendment to the Franchise Contract, including the Application, shall not relieve the Operator of any obligation which it is currently meeting. All other terms and provisions of the Franchise Contract, including the promises, proposals and/or representations contained in the Application, which are not amended or modified by this Amendment to Franchise Contract, shall remain in full force and effect.

IN WITNESS WHEREOF, the parties to this Amendment to Franchise Contract have hereunto set their hands as of the date first written above.

AMERICAN CABLEVISION OF  
INDIANAPOLIS, INC. ("Operator")

\_\_\_\_\_  
Signature

CITY OF INDIANAPOLIS, INDIANA  
("City")

\_\_\_\_\_  
Lloyd Jacobs  
Director of Office of  
Telecommunications

\_\_\_\_\_  
William H. Hudnut, III, Mayor

APPROVED AS TO LEGAL FORM AND  
ADEQUACY THIS \_\_\_\_ DAY OF \_\_\_\_\_  
1988

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James B. Burroughs  
Chief Council, Economic Development

PROPOSAL NO. 706, 1988. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 706, 1988, on December 14, 1988. The proposal amends the Code, by codifying Part I of Appendix A, and adding a section to allow Firefighters an additional 24 hour duty day off per year and reduce overtime. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 706, 1988, As Amended, was adopted on the following roll call vote; viz:

27 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, Williams*

0 NAYS

2 NOT VOTING: *Borst, West*

Proposal No. 706, 1988, was retitled GENERAL ORDINANCE NO. 7, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 7, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", to codify Part I of Appendix A, and adding a section to allow certain firefighters an "F.L.S.A." Day.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", be, and is hereby amended by codifying Part I of Appendix A as Article VII in Chapter 23, and adding a new section to read as follows:

ARTICLE VII. FIREFIGHTER

PERSONNEL RULES.

Sec. ~~1~~ 23-71. Holidays; additional pay.

Because of the nature of the work of the members of the Indianapolis Fire Force, many members therein in the regular rotation of their duties are required to work on the following holidays, when other citizens are free from the duties of their employment, to-wit:

New Year's Day  
~~Washington's Birthday~~ President's Day  
Easter Sunday  
Decoration Day  
Discovery Day

Independence Day  
Labor Day  
Veterans Day  
Thanksgiving Day  
Christmas Day

Because of the increased pressures of the work of the fire force and the around-the-clock requirement for those who are engaged in such work, it is deemed by this ~~fire special service district~~ city-county council that they shall be grated additional pay of fifty dollars (\$50.00) per day for working on any of the ten (10) listed holidays.

Sec. ~~2~~ 23-72.

(a) Each active member of the Indianapolis Fire Department hired on or before December 31, 1984, shall receive hereafter not less than one hundred sixty-eight (168) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any active member of said fire department hired on or before December 31, 1984, who shall have served from ten (10) years to twenty (20) years on said department shall receive not less than two hundred forty (240) hours annual leave with full salary each and every fiscal year. Provided further that any active member of said department hired on or before December 31, 1984, who shall serve for more than twenty (20) years shall be entitled to one additional duty day to be added to his regular annual leave. Annual leave shall be taken within the



calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of two hundred forty (240) hours of earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department.

(b) Each active member of the Indianapolis Fire Department hired after December 31, 1984, shall receive hereafter not less than one hundred twenty (120) hours annual leave with full salary each and every fiscal year. Provided, that hereafter any active member of said fire department hired after December 31, 1984, who shall have served seven (7) continuous years but less than fifteen (15) continuous years on said department shall receive not less than one hundred sixty-eight (168) hours annual leave with full salary each and every fiscal year. Provided further that any active member of said department hired after December 31, 1984, who shall have served fifteen (15) or more continuous years on said department shall receive not less than two hundred forty (240) hours annual leave. Annual leave shall be taken within the calendar year in which it is accumulated; however, at the discretion of the chief of the fire department, up to a maximum of three hundred twelve (312) hours of earned annual leave may be carried over from one calendar year to the next calendar year, provided the chief of the fire department retains the right to schedule such carryover annual leave at his discretion in order to maintain the efficiency of the operation of the fire department. Upon separation of employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement under state law, or in the event of layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation for accumulated vacation leave at his or her daily rate of compensation.

(c) Annual leave taken pursuant to this section shall be taken in increments of not less than one (1) duty day. "Duty day" shall mean twenty-four (24) hours for members of the department assigned to the suppression division, and eight (8) hours for all other members of the department.

**Sec. 3 ~~23-73~~. Sick leave.**

(a) Any active member of the Indianapolis Fire Department hired on or before December 31, 1984, who is unable to perform the duties of his employment by reason of sickness, accident or injury is entitled to not less than ninety (90) calendar days' sick leave with full pay in a calendar year, or for the period of such incapacity, should said period be less than ninety (90) days. In the case of an officer incurring a sickness, accident or injury in the direct line of duty the chief, with the approval of the merit board, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered, a medical doctor or psychologist retained by the department must certify the member unfit for active duty. If the member is unable to return to work, he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies, and procedures for the administration of paid sick leave and extensions thereof.

(b) Any active member of the Indianapolis Fire Department hired after December 31, 1984, shall receive sick leave as follows:

(1) On-duty injury. Any active member of the Indianapolis Fire Department hired after December 31, 1984, who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department, shall be entitled to such leave with full pay for the period of such incapacity; however, such sick leave period shall not exceed ninety (90) calendar days in a calendar year. The chief, with the approval of the merit board, may, upon written application of the officer, extend paid sick leave. Before any extension may be rendered a medical doctor or psychologist retained by the department must certify the member unfit for active duty. If the member is unable to return to work he shall apply for a disability pension pursuant to state law. The merit board shall establish guidelines, policies and procedures for the administration of paid sick leave and extensions thereof.

(2) Nonduty injury.

(i) Definitions.

a. "Sick leave" shall mean time off granted a firefighter whose illness, accident, injury or disability prevents him/her from performing duties directed by the department. Sick leave is intended to provide relief from loss of pay in cases of absence from work duty to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.

b. "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine or a licensed psychologist and retained by the department that the subject firefighter is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

(ii) Accrual.



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a. Upon commencement of employment, firefighters shall have a bank of ninety-six (96) hours of sick leave for nonduty illnesses, accidents or injuries. Upon completion of one year of employment, firefighters shall accrue sick leave at the rate of eight (8) hours per month, ninety-six (96) hours per year.

b. Those firefighters who are starting to work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.

c. Those firefighters who are starting to work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.

d. The firefighter must work a month before any time can be credited to his/her account.

e. Sick leave time will only accrue if a firefighter works or is paid for more than one-half the month; accrue sick leave or other fringe benefits while receiving pension disability payments.

(iii) Separation from employment. Accrued sick leave will not be paid upon termination, except as follows: Upon separation from employment by reason of death, or retirement under circumstances such that the employee would be eligible for retirement benefits under state law, or in the event of a layoff, if such layoff was anticipated to last longer than six (6) months, an employee will be entitled to compensation or accrued accumulated sick leave at one-half his or her regular daily rate of compensation.

(iv) Carryover. Accrued sick leave may be carried over from year to year.

(c) Compliance with departmental policy. All sick leave due to sicknesses, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.

(i) Unearned leave. Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

(ii) Justification. The burden of proof rests with the firefighter to demonstrate to the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for personal illness or injury.

(iii) Sick leave abuse. In the case of sick leave abuse, the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary actions, including dismissal.

(iv) Charging sick leave. Sick leave may only be taken in eight (8) hour increments; provided, that those firefighters who work on a twenty-four hour on/forty-eight hour off shift, may only take sick leave in twenty-four hour increments.

(v) Accrual of other paid leave. Vacation days shall accrue to firefighters while on paid sick leave.

Sec. 4 ~~23-74~~. Perfect attendance leave.

(a) ~~Beginning January 1, 1978, a~~ Any member of said fire department who is assigned to fire suppression activity and on duty for an average of fifty-six (56) hours per week and who does not use any sick leave during a calendar year shall receive two (2) twenty-four hour compensatory perfect attendance leave days with full pay in addition to any vacation provided to said member. Those active members on duty less than fifty-six (56) hours per week who have not used any sick leave during a calendar year shall receive two (2) eight-hour compensatory perfect attendance leave days in addition to any vacation provided thereto.

(b) Said two (2) perfect attendance leave days shall be earned as follows:

(1) All members who do not use any sick leave days during the first six (6) months of any calendar year shall be entitled to one perfect attendance leave day in the succeeding calendar year.

(2) A second such day shall be awarded for those members not using any sick leave during the last six (6) months of said year.

(c) Such perfect attendance leave days are noncumulative and shall be awarded at the pleasure of the chief of the fire department during the succeeding calendar year, so long as the granting of such leave does not necessitate the use of supplementary manpower nor incur additional costs to the fire department. During declared emergencies all leave days, including compensatory perfect attendance days, may be canceled for the duration of said emergencies.

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### Sec. 23-75. F.L.S.A. Day.

All active members of the Indianapolis Fire Department below the rank of district chief who are assigned to the operations division shall be entitled to one twenty-four (24) hour duty off per calendar year. This F.L.S.A. Day shall be scheduled by the department in accordance with rules developed by the department.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 708, 1988. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 708, 1988, on January 5, 1989. The proposal approves the sale of certain real estate of the Department of Public Works. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 708, 1988, was adopted on the following roll call vote; viz:

*26 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*3 NOT VOTING: Borst, Giffin, Schneider*

Proposal No. 708, 1988, was retitled SPECIAL RESOLUTION NO. 4, 1989, and reads as follows:

### CITY-COUNTY SPECIAL RESOLUTION NO. 4, 1989

A SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Public Works.

### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council approves, pursuant to I.C. 36-1-11-3, the sale of the following real property by the Department of Public Works.

<u>Location</u>	<u>Appraised Value</u>
3333 Massachusetts Avenue	\$31,000

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

## NEW BUSINESS

Councillor West moved, seconded by Councillor Howard, to strike Proposal Nos. 168, 304 and 574, 1988.

Proposal Nos. 168, 304 and 574, 1988, were stricken by unanimous voice vote.

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### ANNOUNCEMENTS AND ADJOURNMENT

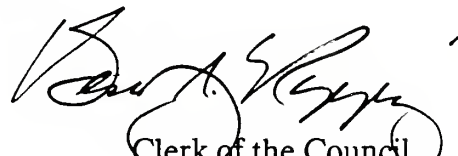
There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:10 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of January, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)





**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JANUARY 23, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:08 p.m., on Monday, January 23, 1989, with Councillor SerVaas presiding.

Councillor Dowden lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*  
*1 ABSENT: Howard*

A quorum of twenty-eight members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Borst introduced Donald Miller, past Majority Leader and former Councillor for the 25th District of the City-County Council.

Councillor Durnil introduced Jim Hotka and Georgia Carter from the Indianapolis Landlords Association, Inc.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

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TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, In the Council Chambers, on Monday, January 23, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

January 10, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, January 12, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 5, 6, 21, 22, 23, 24, 25, 26, 29, 32 and 48, 1989, and 701, 1988, to be held on Monday, January 23, 1989, at 7:00 p.m., in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

Clerk's Note: Publisher's correction on Proposal No. 6, 1989. Republished on Wednesday, January 18, 1989.

January 20, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 1, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Fifty-five Thousand Five Hundred Four Dollars (\$355,504) in the City General Fund for purposes of the Department of Administration, Director's Office, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 2, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seven Hundred Sixty-eight Thousand Four Hundred Twenty-six Dollars (\$768,426) in the Metropolitan Emergency Communications Fund for purposes of the

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Department of Public Safety, Metropolitan Emergency Communications Agency, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Fund.

FISCAL ORDINANCE NO. 3, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Eighty-four Thousand Seven Hundred Twelve Dollars (\$184,712) in the County General Fund for purposes of the County Sheriff, and reducing the unappropriated and unencumbered balance in the County General Fund.

GENERAL ORDINANCE NO. 1, 1989, establishing procedures for expanding or deleting territory for the solid waste disposal special taxing districts.

GENERAL ORDINANCE NO. 2, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 3, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 4, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 5, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 6, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 7, 1989, amending the "Code of Indianapolis and Marion County, Indiana", to codify Part I of Appendix A, and adding a section to allow certain firefighters an "F.L.S.A. Day".

SPECIAL ORDINANCE NO. 1, 1989, authorizing the City of Indianapolis to issue its Multi-Family Housing Revenue Refunding Bonds (Canal Square Project) Series 1989 in the aggregate principal amount of not more than Thirteen Million Two Hundred Thousand Dollars (\$13,200,000) and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 2, 1989, approving an Amendment to the Franchise Contract between American Cablevision of Indianapolis, Inc. and the City of Indianapolis, Indiana.

SPECIAL RESOLUTION NO. 1, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 2, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 3, 1989, amending City-County Special Resolution No. 39, 1988 and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 4, 1989, approving the sale of certain real estate of the Department of Public Works.

COUNCIL RESOLUTION NO. 1, 1989, approving a schedule of regular council meetings for the year 1989.

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COUNCIL RESOLUTION NO. 2, 1989, approving the Mayor's appointment of Donald R. McPherson as Director of the Department of Administration, for a term ending December 31, 1989.

COUNCIL RESOLUTION NO. 3, 1989, approving the Mayor's appointment of F. Arthur Strong as Director of the Department of Parks and Recreation, for a term ending December 31, 1989.

COUNCIL RESOLUTION NO. 4, 1989, approving the Mayor's appointment of Joseph J. Shelton as Director of the Department of Public Safety, for a term ending December 31, 1989.

COUNCIL RESOLUTION NO. 5, 1989, approving the Mayor's appointment of Barbara S. Gole as Director of the Department of Public Works, for a term ending December 31, 1989.

COUNCIL RESOLUTION NO. 6, 1989, approving the Mayor's appointment of certain persons as Deputy Mayors for a term ending December 31, 1989.

COUNCIL RESOLUTION NO. 7, 1989, approving the Mayor's appointment of Joseph C. Staehler as Director of the Department of Transportation for a term ending December 31, 1989.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journals of January 4, 1988, January 25, 1988, February 8, 1988, February 29, 1988, March 14, 1988 and April 11, 1988. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 72, 1989. This proposal memorializes Richard I. Blankenbaker. Councillor West read the resolution and presented a framed document to Virginia Blankenbaker, who was accompanied by two of her children Sharon and David. Mrs. Blankenbaker thanked the Council for this memorialization of her late husband Richard Blankenbaker.

Councillor West moved, seconded by Councillor Dowden, for adoption. Proposal No. 72, 1989, was adopted by unanimous voice vote.

Proposal No. 72, 1989, was retitled SPECIAL RESOLUTION NO. 5, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 5, 1989**

A SPECIAL RESOLUTION memorializing Richard I. Blankenbaker.



*January 23, 1989*

WHEREAS, Richard I. Blankenbaker, served the City of Indianapolis as Director of Public Safety from January 5, 1981, until his untimely death November 18, 1988, with unselfish devotion to duty and with pride in those who defend our citizens' lives and property; and

WHEREAS, he provided multi-faceted community leadership as a trustee of the Indianapolis Foundation and of Methodist Hospital, as a lay leader of North United Methodist Church, and as a personal advisor and fund-raiser for Mayors Richard G. Lugar and William H. Hudnut, III, prior to entering direct government service; and

WHEREAS, he combined his food-retailing career in this community with an imperative to provide a generosity of personal time, spirit and resources to others; and

WHEREAS, he offered his personal assistance to employees and other individuals in need, to the Indianapolis Public Schools students, parents and administrators, to a youth needing a substitute home, and to facilitate interracial personal understanding and opportunities; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council commends the service of Richard I. Blankenbaker and memorializes his life as an outstanding example of public-private service to this community.

SECTION 2. The Council extends its sympathy and appreciation to his wife, Senator Virginia M. Blankenbaker, and to his daughters and sons, Susan Noyes, Sharon A. Smith, Betsy, David and James R. Blankenbaker.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 700, 1988, and 9, 10, 11, 12, 14, 34, 35 and 43, 1989. Councillor SerVaas stated that unless there was objection, all these appointments would be voted on together. PROPOSAL NO. 700, 1988. The Metropolitan Development Committee heard Proposal No. 700, 1988, on December 20, 1988. The proposal approves the Mayor's appointment of Michael D. Higbee as Director of the Department of Metropolitan Development for a term ending December 31, 1989. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 9, 1989. The Administration Committee heard Proposal No. 9, 1989, on January 12, 1989. The proposal reappoints Ray Irvin and Richard Payne to the Audit Committee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 10, 1989. The Administration Committee heard Proposal No. 10, 1989, on January 12, 1989. The proposal reappoints Doris Stigler to the Community Centers of Indianapolis Board. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 11, 1989. The Administration Committee heard Proposal No. 11, 1989, on January 12, 1989. The proposal reappoints Dwight Cottingham to the Marion County Board of Tax Adjustment. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 12, 1989. The Community Affairs Committee heard Proposal No. 12, 1989, on January 17, 1989. The proposal reappoints Beverly Mukes-Gaither, Robert G. Lugar, and Charles Pechette to the Public Housing Advisory Council. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. PROPOSAL NO. 14, 1989. The County and Townships Committee heard Proposal No. 14, 1989, on January 10, 1989. The proposal reappoints Curt Coonrod and Dan C. Whitmore to the Information Services Agency Management Board. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 34, 1989. The Public Works Committee heard Proposal No. 34, 1989, on January 19, 1989. The proposal reappoints Thomas O. Hale and Jack Hall, M.D., to the Board of Public Works. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do

pass. PROPOSAL NO. 35, 1989. The Rules and Policy Committee heard Proposal No. 35, 1989, on January 10, 1989. The proposal reappoints Bruce Melchert to the Marion County Liquor Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 43, 1989. The Transportation Committee heard Proposal No. 43, 1989, on January 18, 1989. The proposal reappoints W. Wayne Burking and Howard Howe to the Board of Transportation. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West moved, seconded by Councillor Curry, for adoption. Proposal Nos. 700, 1988, and 9, 10, 11, 12, As Amended, 14, 34, 35 and 43, 1989, were adopted by unanimous voice vote.

Proposal No. 700, 1988, was retitled COUNCIL RESOLUTION 8, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 8, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of Michael D. Higbee as Director of the Department of Metropolitan Development, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Metropolitan Development, is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Mike D. Higbee, to serve as Director of the Department of Metropolitan Development at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Michael D. Higbee is approved and confirmed by the City-County Council as Director of the Department of Metropolitan Development for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 9, 1989, was retitled COUNCIL RESOLUTION 9, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 9, 1989

A COUNCIL RESOLUTION reappointing Ray Irvin and Richard Payne to the Audit Committee.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Audit Committee, the Council reappoints:

Ray Irvin  
Richard Payne

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 10, 1989, was retitled COUNCIL RESOLUTION 10, 1989, and reads as follows:

January 23, 1989

CITY-COUNTY COUNCIL RESOLUTION NO. 10, 1989

A COUNCIL RESOLUTION reappointing Doris Stigler to the Community Centers of Indianapolis Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council reappoints:

Doris Stigler

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 11, 1989, was retitled COUNCIL RESOLUTION 11, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 11, 1989

A COUNCIL RESOLUTION reappointing Dwight Cottingham to the Marion County Board of Tax Adjustment.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Board of Tax Adjustment, the Council reappoints:

Dwight Cottingham

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 12, 1988, As Amended, was retitled COUNCIL RESOLUTION 12, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 12, 1989

A COUNCIL RESOLUTION reappointing Beverly Mukes-Gaither, Robert G. Lugar, and Charles Pechette to the Public Housing Advisory Council.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Public Housing Advisory Council, the Council reappoints:

Beverly Mukes-Gaither  
Robert G. Lugar  
Charles Pechette

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1990. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 14, 1989, was retitled COUNCIL RESOLUTION 13, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 13, 1989

A COUNCIL RESOLUTION reappointing Curtis Coonrod and Dan C. Whitmore to the Information Services Agency Management Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

*Journal of City-County Council*

SECTION 1. As members of the Information Services Agency Management Board, the Council reappoints:

Curtis Coonrod  
Dan C. Whitmore

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 34, 1989, was retitled COUNCIL RESOLUTION 14, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 14, 1989

A COUNCIL RESOLUTION reappointing Thomas O. Hale and Jack Hall, M.D., to the Board of Public Works.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Board of Public Works, the Council reappoints:

Thomas O. Hale  
Jack Hall, M.D.

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 35, 1989, was retitled COUNCIL RESOLUTION 15, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 15, 1989

A COUNCIL RESOLUTION reappointing Bruce Melchert to the Marion County Liquor Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Marion County Liquor Board, the Council reappoints:

Bruce Melchert

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 43, 1989, was retitled COUNCIL RESOLUTION NO. 16, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 16, 1989

A COUNCIL RESOLUTION reappointing W. Wayne Burking and Howard Howe, to the Board of Transportation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Board of Transportation, the Council reappoints:

W. Wayne Burking  
Howard Howe

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.



## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 64, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market"; and the President referred it to the Administration Committee.

PROPOSAL NO. 65, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION renewing the Marion County Corrections Program for fiscal year 1989-1990 and approving the actions of the Marion County Community Corrections Advisory Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 66, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$500,000 for the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 67, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$800 for the Superior Court, Civil Division, Room One, for final payment on an office computer"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 68, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION requesting the Indianapolis-Marion County Forensic Services Board to recommend the feasibility and financing of an automated fingerprint identification system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 69, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Eagle Creek Parkway and 38th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 70, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a passenger and materials loading zone on a portion of Ohio Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 71, 1989. Introduced by Councillors Strader, Clark and Coughenour. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION requesting the Transportation Department, Traffic Engineering Division, prepare and present to the Transportation Committee a Left Turn Phasing Study on Emerson Avenue and Raymond Street"; and the President referred it to the Transportation Committee.

## MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 73, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Paul

Sawyers and William S. Gardiner to the Board of Public Safety"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 74, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Ruby Miller and Ray Battey to the City-County Administrative Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 75, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Milton Booth and Richard Lahr to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 76, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Curtis G. Myers to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 77, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Gary L. Miller to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 78, 1989. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE restricts parking for welfare department vehicles to twenty-five minutes"; and the President referred it to the Transportation Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 79 - 96, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on January 19, 1989". The Council did not schedule Proposal Nos. 79 - 96, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 79 - 96, 1989, were retitled REZONING ORDINANCE NOS. 15 - 32, 1989, and are identified as follows:

REZONING ORDINANCE NO. 15, 1989. 88-Z-180 (AMENDED) PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

47 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

MELVIN SHUFFLEBARGER requests the rezoning of 5.5 acres, being in the A-2 district, to the D-6 classification to provide for multi-family development.

REZONING ORDINANCE NO. 16, 1989. 88-Z-238 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20

5752 SOUTH MERIDIAN STREET, INDIANAPOLIS.

JOHN J. AND MARY J. HUDGINS, by Michael J. Kias, requests the rezoning of 3.75 acres, being in the C-4 and A-2 districts, to the C-S classification to provide for office-warehouse flex space.

REZONING ORDINANCE NO. 17, 1989. 88-Z-261 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

8525 U.S. 31, INDIANAPOLIS.

ROBERT D. HOLLINGSWORTH AND JAMES H. SMITH request the rezoning of 2.00 acres, being in the A-2 district, to the C-3 classification to provide for commercial development.

REZONING ORDINANCE NO. 18, 1989. 88-Z-277 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13

6801 SOUTH EMERSON AVENUE, INDIANAPOLIS.

January 23, 1989

INDIANAPOLIS GRACE CHURCH by Philip A. Nicely, requests the rezoning of 0.297 acre, being in the C-1 district, to the SU-1 classification to permit accessory parking for a church.

REZONING ORDINANCE NO. 19, 1989. 88-Z-278 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
7138 POLLARD STREET, INDIANAPOLIS.

CHARLES E. CRAWFORD requests the rezoning of 0.48 acre, being in the D-3 district, to the C-1 classification to provide for commercial use.

REZONING ORDINANCE NO. 20, 1989. 89-Z-8 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
5607 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.00 acre, being in the D-5 district, to the C-S classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 21, 1989. 89-Z-9 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
5550 NORTH TACOMA AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.6 acres, being in the D-4 district, to the I-1-U classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 22, 1989. 89-Z-10 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
5521 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.37 acres, being in the D-4 district, to the C-4 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 23, 1989. 89-Z-11 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
5502 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 15.0 acres, being in the D-4 district, to the C-5 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 24, 1989. 89-Z-12 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5420 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.46 acre, being in the D-4 district, to the C-3 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 25, 1989. 89-Z-13 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
5350 NORTH TACOMA AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.95 acres, being in the D-4 district, to the I-1-U classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 26, 1989. 89-Z-14 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
2015 EAST 52ND STREET, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.00 acre, being in the D-5 district, to the C-1 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 27, 1989. 89-Z-15 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
2351 EAST 49TH STREET, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.30 acre, being in the D-5 district, to the SU-18 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 28, 1989. 89-Z-17 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
2201 EAST 46TH STREET, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 1.40 acres, being in the I-1-S district, to the C-2 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 29, 1989. 89-Z-18 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7  
4250 EAST FALL CREEK PARKWAY NORTH DRIVE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 17.0 acres, being in the I-2-U district, to the SU-39 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 30, 1989. 89-Z-19A WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 11



3802 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.30 acre, being in the D-5 district, to the C-5 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 31, 1989. 89-Z-19B WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 11

3835 NORTH HILLSIDE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.80 acre, being in the D-5 district, to the C-5 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 32, 1989. 89-Z-29 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 7

5020 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 11.0 acres, being in the D-5 and C-7 districts, to the C-5 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

## **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 701, 1988. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 701, 1988, on January 5, 1989. The proposal appropriates \$1,269,798 for the Department of Parks and Recreation, Administration Division, to construct a police quadrant headquarters building within Washington Park. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:30 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Stewart, for adoption. Proposal No. 701, 1988, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*0 NAYS*

*5 NOT VOTING: Brooks, Clark, Howard, McGrath, Williams*

Proposal No. 701, 1988, was retitled FISCAL ORDINANCE NO. 4, 1989, and reads as follows:

### **CITY-COUNTY FISCAL ORDINANCE NO. 4, 1989**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1989) appropriating an additional One Million Two Hundred Sixty-nine Thousand Seven Hundred Ninety-eight Dollars (\$1,269,798) in the Parks General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Parks General Fund.

#### **BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to construct a Police Quadrant Headquarters Building within Washington Park.

SECTION 2. The sum of One Million Two Hundred Sixty-nine Thousand Seven Hundred Ninety-eight Dollars (\$1,269,798) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:



January 23, 1989

DEPARTMENT OF PARKS AND RECREATION  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

PARKS GENERAL FUND

\$1,269,798  
\$1,269,798

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Parks General Fund  
TOTAL REDUCTION

PARKS GENERAL FUND

\$1,269,798  
\$1,269,798

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 5, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 5, 1989, on January 12, 1989. The proposal appropriates \$58,405 for the Department of Administration, Purchasing Division, to position purchasing agents in the Indianapolis Police and Fire Departments. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:31 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 5, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*0 NAYS*

*5 NOT VOTING: Clark, Dowden, Howard, Schneider Williams*

Proposal No. 5, 1989, was retitled FISCAL ORDINANCE NO. 5, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 5, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-eight Thousand Four Hundred Five Dollars (\$58,405) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Purchasing Division, to place purchasing agents in the Indianapolis Police and Fire Departments for greater proficiency in purchasing.

SECTION 2. The sum of Fifty-eight Thousand Four Hundred Five Dollars (\$58,405) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION  
PURCHASING DIVISION

1. Personal Services  
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$58,405  
\$58,405

SECTION 4. The said additional appropriations are funded by the following reductions:

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Unappropriated and Unencumbered  
Consolidated County Fund  
TOTAL REDUCTION

CONSOLIDATED COUNTY FUND

\$58,405  
\$58,405

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 6, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 6, 1989, on January 12, 1989. The proposal appropriates \$1,915,000 for the Department of Administration, Central Equipment Management Division, to purchase vehicles for the Police Department. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:35 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 6, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Brooks, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

0 NAYS

5 NOT VOTING: *Boyd, Clark, Curry, Howard, Williams*

Councillor Curry abstained due to a possible conflict of interest.

Proposal No. 6, 1989, was retitled FISCAL ORDINANCE NO. 6, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 6, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Central Equipment Management Division, to purchase vehicles for the Police Department.

SECTION 2. The sum of One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION  
CENTRAL EQUIPMENT MANAGEMENT DIVISION

4. Capital Outlay  
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$1,915,000  
\$1,915,000

SECTION 4. The said additional appropriations are funded by the following reductions:

CONSOLIDATED COUNTY FUND

Unappropriated and Unencumbered  
Consolidated County Fund  
TOTAL REDUCTION

\$1,915,000  
\$1,915,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 21, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 21, 1989, on January 19, 1989. The proposal appropriates \$2,585,821 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:41 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Irvin, for adoption. Proposal No. 21, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Stewart, Strader, West, Williams*

1 NAY: *Curry*

3 NOT VOTING: *Howard, Shaw, Solenberg*

Proposal No. 21, 1989, was retitled FISCAL ORDINANCE NO. 7, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 7, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Five Hundred Eighty-five Thousand Eight Hundred Twenty-one Dollars (\$2,585,821) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to upgrade existing facilities; to improve the health, safety and environmental quality; to provide new leisure time opportunities; and decrease maintenance and operating costs.

SECTION 2. The sum of Two Million Five Hundred Eighty-five Thousand Eight Hundred Twenty-one Dollars (\$2,585,821) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION	CONSOLIDATED COUNTY CUMULATIVE
<u>ADMINISTRATION DIVISION</u>	<u>CAPITAL DEVELOPMENT FUND</u>
4. Capital Outlay	\$2,585,821
TOTAL INCREASE	\$2,585,821

SECTION 4. The said additional appropriations are funded by the following reductions:

	CONSOLIDATED COUNTY CUMULATIVE
	<u>CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
Consolidated County Cumulative	
Capital Development Fund	\$2,585,821
TOTAL REDUCTION	\$2,585,821

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 23, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 23, 1989, on January 11, 1989. The proposal appropriates \$450,000 for the Prosecuting Attorney, Marion County Justice

Agency and County Auditor to cover expenses incurred on implementation and design of the UTT phase of JUSTIS. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor McGrath stated that he will be voting against Proposal Nos. 23, 24 and 25, 1989, due to personal reasons. He explained that he has called a deputy prosecutor on a number of occasions and was unable to get a response back.

The President called for public testimony at 7:49 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 23, 1989, was adopted on the following roll call vote; viz:

20 YEAS: Boyd, Brooks, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Irvin, Jones, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West

2 NAYS: Gilmer, McGrath

7 NOT VOTING: Borst, Clark, Cottingham, Howard, Moriarty, Rhodes, Williams

Proposal No. 23, 1989, was retitled FISCAL ORDINANCE NO. 8, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 8, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Hundred Fifty Thousand Dollars (\$450,000) in the Prosecutor's Diversion Fund for purposes of the County Auditor, Prosecuting Attorney and Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Prosecutor's Diversion Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) (w) and (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the County Auditor, Prosecuting Attorney and Marion County Justice Agency to cover expenses incurred on implementation and design of the UTT phase of JUSTIS.

SECTION 2. The sum of Four Hundred Fifty Thousand Dollars (\$450,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
31. Personal Services (Fringes)	\$ 29,425
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	237,119
2. Supplies	10,000
3. Other Services & Charges	98,456
4. Capital Outlay	5,000
<u>MARION COUNTY JUSTICE AGENCY</u>	
3. Other Services & Charges	<u>70,000</u>
TOTAL INCREASE	\$450,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PROSECUTOR'S DIVERSION FUND</u>
Unappropriated and Unencumbered	
Prosecutor's Diversion Fund	<u>\$450,000</u>
TOTAL REDUCTION	\$450,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



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PROPOSAL NO. 24, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 24, 1989, on January 11, 1989. The proposal appropriates \$363,617 for the Prosecuting Attorney, County Sheriff and County Auditor for two existing programs, Metro Drug Task Force and Division of Addictive Services. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:51 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 24, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Jones, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams

1 NAY: McGrath

5 NOT VOTING: Golc, Howard, Irvin, Moriarty, Rhodes

Proposal No. 24, 1989, was retitled FISCAL ORDINANCE NO. 9, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 9, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Sixty-three Thousand Six Hundred Seventeen Dollars (\$363,617) in the State and Federal Grant Fund for purposes of the County Auditor, Prosecuting Attorney and County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget. Section 2.01 (b) (w) and (z) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the County Auditor, Prosecuting Attorney and County Sheriff for one salary included on the Metro Drug Task Force for the Marion County Sheriff's Department and for two existing programs, Metro Drug Task Force and Division of Addictive Services.

SECTION 2. The sum of Three Hundred Sixty-three Thousand Six Hundred Seventeen Dollars (\$363,617) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>STATE AND FEDERAL GRANT FUND</u>
31. Personal Services (Fringes)	\$ 33,880
<u>PROSECUTING ATTORNEY</u>	
1. Personal Services	167,063
2. Supplies	2,950
3. Other Services & Charges	110,535
4. Capital Outlay	3,300
<u>COUNTY SHERIFF</u>	
1. Personal Services	45,889
TOTAL INCREASE	\$363,617

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$363,617
TOTAL REDUCTION	\$363,617

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 25, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 25, 1989, on January 11, 1989. The proposal appropriates \$ 152,800 for the Prosecuting Attorney to fund the Metro Drug Task Force. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:52 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 25, 1989, was adopted on the following roll call vote; viz:

*22 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Jones, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*1 NAY: McGrath*

*6 NOT VOTING: Golc, Holmes, Howard, Irvin, Rhodes, Williams*

Proposal No. 25, 1989, was retitled FISCAL ORDINANCE NO. 10, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 10, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Fifty-two Thousand Eight Hundred Dollars (\$152,800) in the Prosecutor's Law Enforcement Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Law Enforcement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney to fund the Metro Drug Task Force.

SECTION 2. The sum of One Hundred Fifty-two Thousand Eight Hundred Dollars (\$152,800) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY

- 2. Supplies
- 3. Other Services & Charges
- 4. Capital Outlay
- TOTAL INCREASE

PROSECUTOR'S LAW  
ENFORCEMENT FUND

\$ 3,600  
129,200  
20,000  
\$152,800

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Prosecutor's Law Enforcement Fund  
TOTAL REDUCTION

PROSECUTOR'S LAW  
ENFORCEMENT FUND

\$152,800  
\$152,800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 26, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 26, 1989, on January 11, 1989. The proposal appropriates \$178,038 for the Prosecutor's Child Support IV-D Agency for

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the federally funded share of the Child Support computer upgrade. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:56 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 26, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Cottingham, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

6 NOT VOTING: *Clark, Coughenour, Holmes, Howard, Moriarty, SerVaas*

Proposal No. 26, 1989, was retitled FISCAL ORDINANCE NO. 11, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 11, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seventy-eight Thousand Thirty-eight Dollars (\$178,038) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (x) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecutor's Child Support IV-D Agency for the federally-funded share of a computer upgrade.

SECTION 2. The sum of One Hundred Seventy-eight Thousand Thirty-eight Dollars (\$178,038) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$178,038
TOTAL INCREASE	\$178,038

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$178,038
TOTAL REDUCTION	\$178,038

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 29, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 29, 1989, on January 19, 1989. The proposal appropriates \$1,431,197 for the Department of Public Works, Office of the Director, to pay the service fee as agreed in the Service Agreement with Ogden Martin. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal No. 29, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Holmes, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

0 NAYS

6 NOT VOTING: *Dowden, Golc, Hawkins, Howard, Moriarty, Williams*

Proposal No. 29, 1989, was retitled FISCAL ORDINANCE NO. 12, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 12, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Four Hundred Thirty-one Thousand One Hundred Ninety-seven Dollars (\$1,431,197) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Office of the Director, to make the service fee as agreed upon within the Service Agreement between Odgen Martin Systems and the City of Indianapolis.

SECTION 2. The sum of One Million Four Hundred Thirty-one Thousand One Hundred Ninety-seven Dollars (\$1,431,197) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE DIRECTOR

3. Other Services & Charges

TOTAL INCREASE

SOLID WASTE DISPOSAL FUND

\$1,431,197

\$1,431,197

SECTION 4. The said additional appropriations are funded by the following reductions:

SOLID WASTE DISPOSAL FUND

Unappropriated and Unencumbered

Solid Waste Disposal

TOTAL REDUCTION

\$1,431,197

\$1,431,197

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 32, 31 and 30, 1989. Councillor SerVaas stated that unless there was objection, these proposals would be voted on together. PROPOSAL NO. 32, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 32, 1989, on January 19, 1989. The proposal authorizes the expansion of the Solid Waste Collection Special Service District. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 31, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 31, 1989, on January 19, 1989. The proposal authorizes the implementation of a user fee in the Solid Waste Disposal Special Taxing District. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. PROPOSAL NO. 30, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 30, 1989, on January 19, 1989.



The proposal authorizes and directs the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:03 p.m.

Carl Moldthan, Indianapolis Taxpayers Association, voiced his opposition to the increased tax and service fee.

Jeffrey McFarland, resident, stated that he is against this proposal and hopes the Council will vote against it.

Janet L. Hair, of J. L. Hair Realty, indicated her opposition to this tax. She stated that people cannot afford any more taxes; they will be taxed right out of their homes.

Jim Hotka, President of the Indianapolis Landlords Association, Inc., stated that people cannot afford this tax and he is strongly against it.

Tom McCaffery, resident, voiced strong resistance to this tax and hoped for the proposal to fail.

Councillor Durnil stated that he was against this proposal and wished to have it stricken.

Councillor Solenberg indicated that as a landlord, he is against this proposal. However, his district wants to have SWCSSD trash pick-up; therefore, as a Councilman representing his district, he will be voting for this proposal.

Councillor Stewart asked Barbara Gole, Director of Public Works, to clarify as to exactly how much this trash pick-up will cost. Mrs. Gole explained that there is a one time charge of \$3.00 to handle billings, a service fee of \$32.00 a year for the trash pick-up, and a tax rate of .30 for each \$100 assessed value of a home.

Councillor Strader indicated that people in Center Township cannot afford to pay this tax or service fee. He is against this proposal and tax.

Councillor Borst explained that he is not happy with this tax because it is not an advantage for those living in the suburban areas. If a person has a home over \$72,000 this tax is a disadvantage.

Councillor Cottingham moved, seconded by Councillor Holmes, the previous question.

There being no other testimony, Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption of Proposal Nos. 32, 31 and 30, 1989. A separate vote was taken on each proposal. Proposal No. 32, 1989, was adopted on the following roll call vote; viz:

*16 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, SerVaas, Solenberg, West*

*12 NAYS: Boyd, Dowden, Durnil, Golc, Hawkins, Jones, Moriarty, Schneider, Shaw, Stewart, Strader, Williams*

*1 NOT VOTING: Howard*

Proposal No. 32, 1989, was retitled GENERAL ORDINANCE NO. 8, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 8, 1989

A SPECIAL RESOLUTION authorizing the expansion of the Solid Waste Collection Special Service District.

WHEREAS, the Board of Public Works has received petitions from more than 10 interested residents of Marion County, Indiana, residing within the area of the proposed expansion requesting expansion of the Solid Waste Collection Special Service District; and

WHEREAS, on December 5, 1988 and January 9, 1989, the Board of Public Works held a public hearing on the expansion of the Solid Waste Collection Special Service District; and

WHEREAS, I.C. 36-3-2-3 provides for the expansion of the Solid Waste Collection Special Service District; and

WHEREAS, the Board of Public Works has determined that it is in the interests of the residents of Marion County to expand the Solid Waste Collection Special Service District; and

WHEREAS, the City-County Council has reviewed the action of the Board of Public Works and heard all interested parties concerning the expansion of the Solid Waste Collection Special Service District; and

WHEREAS, the City-County Council concurs in the recommendation of the Board of Public Works and pursuant to Ind. Code 36-3-2-3 hereby approves the expansion of the Solid Waste Collection Special Service District; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The territory of the Solid Waste Collection Special Service District, be, and is hereby expanded to include all territory within Marion County, Indiana, except that within the corporate boundaries of the City of Lawrence, Indiana, the City of Beech Grove, Indiana, or the Town of Speedway, Indiana.

SECTION 2. The Revised Code of the Consolidated City and County, be, and is hereby amended by adding a new Sec. 111-4 to read as follows:

Sec. 111-4. Solid waste collection special service district.

The boundaries of the Solid Waste Collection Special Service District are the boundaries of Marion County, Indiana, except that territory within the corporate boundaries of the City of Lawrence, Indiana, the City of Beech Grove, Indiana, or the Town of Speedway, Indiana are not within the Solid Waste Collection Special Service District.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 31, 1989, was adopted on the following roll call vote; viz:

*17 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, West*

*11 NAYS: Boyd, Dowden, Dumil, Golc, Hawkins, Jones, Moriarty, Schneider, Stewart, Strader, Williams*

*1 NOT VOTING: Howard*

Proposal No. 31, 1989, was retitled GENERAL ORDINANCE NO. 18, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 18, 1989

A GENERAL ORDINANCE establishing a Solid Waste Disposal User Fee.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. The "Code of Indianapolis and Marion County, Indiana", Chapter 13, is hereby amended by adding a new Article III, consisting of New Sections 13-301 through 13-305, to read as follows:

Sec. 13-301. Solid Waste Disposal User Fee Imposed.

Effective January 1, 1990, there is hereby imposed a solid waste disposal user fee payable to the department of public works upon the owners of each residential and individual apartment unit within Solid Waste Disposal Special Taxing District.

Sec. 13-302. Basis for Fee.

The user fee shall be used to pay the costs of facilities for waste disposal, the operation and maintenance of the disposal facility and costs incurred under put or pay contracts as set forth in I.C. 36-9-31-8-(h). The user fee is based upon the costs of disposal and hauling 1-1/2 tons of refuse per residential and individual apartment unit per year.

Sec. 13-303. User Fee Schedule.

The following schedule shall be in effect from 01/01/90 through 12/31/92. The solid waste disposal fee shall be billed semiannually. The first installment shall be billed by the department of public works in January, 1990. After the initial installments, the solid waste disposal fee shall appear on the semiannual property tax statement as provided for by I.C. 36-9-31-8(c). In addition to the solid waste disposal fee, an initial one time charge of \$3.00 shall be assessed against all owners to defray administrative costs. This administrative charge shall be payable with the first installment.

1. Household - \$16.00/6 months (\$32.00/year)
2. Residential/Apartments - \$16.00/6 months ((\$32.00/year)

Sec. 13-304. Special Agreements.

Special agreements and arrangements between the department of public works and any person may be established when, in the opinion of the director it is in the department's interest to extend disposal services to persons other than household and apartment units. In these instances, the solid waste disposal fee shall be determined on an individual basis using the criteria set forth in I.C. 36-9-31-8(b) and approved by the Board of Public Works. Before any fee approved by the board may take effect the City-County Council must by ordinance approve, reject or modify the fee.

Sec. 13-305. Appeals to the Board of Public Works.

Any person subject to this article may appeal the fee against him to the board where that person has good cause to believe that the fee is in error and where the board has received written notice from the appealing person within sixty (60) days of receipt of the fees in question.

The board is directed to notify the person making appeal of the time and place when his/her appeal will be heard. Upon evidence sufficient to the board submitted at the hearing establishing that the fees are in error, the board shall make adjustments in the fees. Adjustments may be in the form of a refund or credit against subsequent assessments of the fees provided for in this article.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 30, 1989, was adopted on the following roll call vote; viz:

*15 YEAS: Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Holmes, Irvin, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, West*

*11 NAYS: Boyd, Dowden, Durnil, Golc, Jones, McGrath, Moriarty, Schneider, Stewart, Strader, Williams*

*3 NOT VOTING: Borst, Hawkins, Howard*

Proposal No. 30, 1989, was retitled SPECIAL RESOLUTION NO. 6, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 6, 1989

A SPECIAL RESOLUTION authorizing and directing the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District.

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WHEREAS, the Department of Public Works desires to seek an excess tax levy due to the expansion of the Solid Waste Collection Special Service District; and

WHEREAS, on December 5, 1988, and January 9, 1989, the Board of Public Works considered and subsequently adopted Resolution 2824-1988 requesting that the City-County Council seek an excess property tax levy for the expanded Solid Waste Collection Special Service District; and

WHEREAS, I.C. 6-3.5-1-12 provides that the Solid Waste Collection Special Service District may seek permission to increase its levy in excess of the limitations established under Section Three of the Statute if the increase is reasonably necessary to offset increased costs where the increased costs are the result of expansion of governmental services to additional geographic areas and persons; and

WHEREAS, unless authority is granted to seek an excess tax levy, the revenues of the Solid Waste Collection Special Service District will be insufficient to carry out collection services in the newly expanded district; and

WHEREAS, the City-County Council has reviewed the action of the Board of Public Works; and

WHEREAS, the City-County Council concurs in the recommendation of the Board of Public Works that an excess tax levy is necessary in order to provide services in the newly expanded district; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the City-County Council hereby authorizes and directs the appropriate officers of the City of Indianapolis to cause to be prepared and executed an appeal to the State Tax Commissioners and the Indiana Local Government Tax Control Board for authority for an excess tax levy for the Solid Waste Collection Special Service District.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 48, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 48, 1989, on January 11, 1989. The proposal appropriates \$400,000 in the County Auditor's budget for the acquisition of a building to be used by the Sheriff for district offices. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:12 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 48, 1989, was adopted on the following roll call vote; viz:

*19 YEAS: Brooks, Coughenour, Curry, Dowden, Giffin, Gilmer, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, West*  
*0 NAYS*

*10 NOT VOTING: Borst, Boyd, Clark, Cottingham, Durnil, Golc, Hawkins, Howard, Strader, Williams*

Proposal No. 48, 1989, was retitled FISCAL ORDINANCE NO. 13, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 13, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the County Auditor for purposes of the acquisition of a building to be used by the Sheriff's department.



January 23, 1989

SECTION 2. The sum of Four Hundred Thousand Dollars (\$400,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

COUNTY AUDITOR

4. Capital Outlay  
TOTAL INCREASE

COUNTY GENERAL FUND

\$400,000  
\$400,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
County General Fund  
TOTAL REDUCTION

COUNTY GENERAL FUND

\$400,000  
\$400,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### **SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 615, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 615, 1989, on November 15, 1988. The proposal allows the Health and Hospital Corporation to create and disseminate pregnancy health warning posters. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath requested that this proposal be postponed until February 6, 1989. At that time, Councillor Strader will be giving a report from the Community Affairs Committee tying this in with infant mortality. Without objection, this proposal was postponed.

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 7, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 7, 1989, on January 12, 1989. The proposal declares the construction of a new Central Equipment Management Division Garage a necessity and implements construction of the new garage. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 7, 1989, was adopted on the following roll call vote; viz:

*22 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Giffin, Gilmer, Golc, Holmes, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*7 NOT VOTING: Brooks, Clark, Dowden, Dumil, Hawkins, Howard, Irvin*

Proposal No. 7, 1989, was retitled SPECIAL RESOLUTION NO. 7, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 7, 1989**

A SPECIAL RESOLUTION declaring the construction of a new Central Equipment Management Division Garage at 2700 South Belmont Street, Indianapolis, Indiana, a necessity and authorizing the Mayor of Indianapolis to implement construction of the new garage through the Indianapolis-Marion County Building Authority.

WHEREAS, the Central Equipment Management Division's (CEMD) present garage located on South Belmont Street, being more than twenty-five years old, can no longer meet the City's requirements for servicing vehicles; and

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WHEREAS, the present garage has such problems as structural defects, inadequate ventilation, substandard electric and other building systems, and inadequate and inefficient design and layout of service areas, and requires a new roof; and

WHEREAS, the present garage cannot store or service Indianapolis Fire Department apparatus as requested by that Department; and

WHEREAS, the Animal Control Division of the Department of Public Works is constructing a new facility so that land adjacent to CEMD's present garage is available for expansion of the present garage, including the construction of a new facility and support structures and increased parking; and

WHEREAS, CEMD has investigated alternative means of upgrading its garage operations and financing those improvements and would like to use the land the Animal Control Division is vacating for that purpose; and

WHEREAS, the Indianapolis-Marion County Building Authority (Authority) has been created under the provisions of I.C. 36-9-13-1 for the purpose of financing, acquiring, improving, constructing, reconstructing, renovating, equipping, operating, and leasing to governmental units within the boundaries of Marion County lands and buildings for public governmental purposes; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council desires that the necessary improvement of the CEMD garage on South Belmont Street be commenced immediately.

SECTION 2. The City-County Council desires that the garage improvement proceed under the general direction and management of the Authority, pursuant to its statutory powers, with any final authorization involving fiscal matters at the discretion of the Mayor of the City of Indianapolis.

SECTION 3. The City-County Council desires the Authority to solicit final architectural plans for the new garage.

SECTION 4. The Mayor is hereby authorized to implement construction of the new CEMD garage through the Authority, including, but not limited to, advancing funds appropriated for this purpose to the Authority to cover preliminary expenses incurred in connection with the project prior to issuance of bonds by the Authority, which funds shall be reimbursed by the Authority to the City of Indianapolis from the proceeds of the bonds sold by the Authority to finance the project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 8, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 8, 1989, on January 12, 1989. The proposal authorizes Marion County to purchase certain real property for the sheriff. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 8, 1989, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Holmes, Jones, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

1 NAY: *Williams*

7 NOT VOTING: *Clark, Durnil, Giffin, Hawkins, Howard, Irvin, McGrath*

Proposal No. 8, 1989, was retitled GENERAL RESOLUTION NO. 1, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 1, 1989

A GENERAL RESOLUTION authorizing Marion County to purchase certain real property.

WHEREAS, I.C. 36-1-10.5-1 requires that the fiscal body of a political subdivision pass a resolution expressing its interest in purchasing real property when the price exceeds Twenty-Five Thousand Dollars (\$25,000.00); and

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WHEREAS, Marion County is purchasing this real property with the intent of selling it to the Indianapolis-Marion County Building Authority ("Authority") which has been created under the provisions of I.C. 36-9-13-1 for the purpose of financing, acquiring, improving, constructing, reconstructing, renovating, equipping, operating and leasing to governmental units within the boundaries of Marion County lands and buildings for public governmental purposes, which Authority will reimburse the Marion County for the Purchase Price together with costs of purchase; and

WHEREAS, the Indianapolis-Marion County Building Authority intends to lease the subject real property back to the Marion County Sheriff's Department for use by that governmental unit as a multi-purpose facility; and

WHEREAS, Marion County plans to locate a multi-purpose facility for use by the Marion County Sheriff's Department of which it is anticipated to exceeds Twenty-Five Thousand Dollars (\$25,000.00); now therefore;

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL  
OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, in accordance with I.C. 36-1-10.5-1, expresses interest in the purchase of real property commonly known as 4423 North Shadeland Avenue, in Marion County, Indiana, to be utilized as a multi-purpose facility for the Marion County Sheriff.

SECTION 2. The City-County Council, hereby approve the terms and conditions of an option to purchase real estate described in Section 1 above, which is attached hereto and incorporated herein by reference.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 13, 1989. Councillor Strader reported that the Community Affairs Committee heard Proposal No. 13, 1989, on January 17, 1989. The proposal appropriates \$50,500 for the Cooperative Extension Service to purchase a new copier. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Strader moved, seconded by Councillor Mukes-Gaither, for adoption. Proposal No. 13, 1989, was adopted on the following roll call vote; viz:

19 AYES: *Borst, Boyd, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Jones, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, Williams*

0 NAYS

10 NOT VOTING: *Brooks, Clark, Coughenour, Durnil, Hawkins, Howard, Irvin, McGrath, Rhodes, West*

Proposal No. 13, 1989, was retitled FISCAL ORDINANCE NO. 14, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 14, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Fifty Thousand Five Hundred Dollars (\$50,500) in the County General Fund for purposes of the Cooperative Extension Service and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (yy) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Cooperative Extension Service to purchase copying equipment to replace an eight year old copier.

SECTION 2. The sum of Fifty Thousand Five Hundred Dollars (\$50,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

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COOPERATIVE EXTENSION SERVICE

4. Capital Outlay  
TOTAL INCREASE

COUNTY GENERAL FUND

\$50,500  
\$50,500

SECTION 4. The said increased appropriation is funded by the following reductions:

COOPERATIVE EXTENSION SERVICE

3. Other Services & Charges  
TOTAL REDUCTION

COUNTY GENERAL FUND

\$50,500  
\$50,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 27, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 27, 1989, on January 11, 1989. The proposal appropriates \$4,000 for the Marion County Community Corrections Agency to provide for increased caseloads and supply costs. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 27, 1989, was adopted on the following roll call vote; viz:

20 YEAS: Borst, Boyd, Cottingham, Curry, Dowden, Dumil, Giffin, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

9 NOT VOTING: Brooks, Clark, Coughenour, Gilmer, Hawkins, Howard, Rhodes, Schneider, Stewart

Proposal No. 27, 1989, was retitled FISCAL ORDINANCE NO. 15, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 15, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Community Corrections Agency to provide for increased caseloads and supply costs.

SECTION 2. The sum of Four Thousand Dollars (\$4,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY

COMMUNITY CORRECTIONS AGENCY

2. Supplies  
TOTAL INCREASE

STATE AND FEDERAL GRANT FUND

\$4,000  
\$4,000

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY

COMMUNITY CORRECTIONS AGENCY

3. Other Services & Charges  
TOTAL REDUCTION

STATE AND FEDERAL GRANT FUND

\$4,000  
\$4,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



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PROPOSAL NO. 28, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 28, 1989, on January 11, 1989. The proposal appropriates \$18,540 for the Superior Court, Criminal Division, Room 2, to transfer funds from payroll to contractual services for public defenders. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 28, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

7 NOT VOTING: *Borst, Brooks, Clark, Hawkins, Howard, Rhodes, Stewart*

Proposal No. 28, 1989, was retitled FISCAL ORDINANCE NO. 16, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 16, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eighteen Thousand Five Hundred Forty Dollars (\$18,540) in the County General Fund for purposes of the Superior Court, Criminal Division, Room 2, and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ee) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Criminal Division, Room 2, to provide a transfer to contractual services for public defenders.

SECTION 2. The sum of Eighteen Thousand Five Hundred Forty Dollars (\$18,540) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT  
CRIMINAL DIVISION, ROOM 2  
3. Other Services & Charges  
TOTAL INCREASE

COUNTY GENERAL FUND  
\$18,540  
\$18,540

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT  
CRIMINAL DIVISION, ROOM 2  
1. Personal Services  
TOTAL REDUCTION

COUNTY GENERAL FUND  
\$18,540  
\$18,540

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 33, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 33, 1989, on January 19, 1989. The proposal amends the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Mukes-Gaither, for adoption. Proposal No. 33, 1989, was adopted on the following roll call vote; viz:

*17 YEAS: Boyd, Clark, Cottingham, Coughenour, Curry, Gilmer, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Strader, West, Williams*

*1 NAY: Dumil*

*11 NOT VOTING: Borst, Brooks, Dowden, Giffin, Golc, Hawkins, Howard, Schneider, Shaw, Solenberg, Stewart*

Proposal No. 33, 1989, was retitled SPECIAL RESOLUTION NO. 8, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 8, 1989

A SPECIAL RESOLUTION approving Amendment No. 3 to the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc.

WHEREAS, on September 23, 1985 Board of Public Works on behalf of the City of Indianapolis approved the initial Service Agreement between Ogden Martin Systems of Indianapolis, Inc. (formerly Massburn, Inc.) and the City of Indianapolis, for the design, construction, operation and maintenance of the Indianapolis Resource Recovery Facility (Facility); and

WHEREAS, through the course of design, construction and startup of the Facility certain changes have been required in order to enhance and facilitate the operation of the Facility; and

WHEREAS, the changes in the design, construction, startup and operation of the Facility are incorporated into Amendment No. 3 of the Service Agreement, which is attached hereto; and

WHEREAS, on December 19, 1988 the Board of Public Works reviewed Amendment No. 3 to the Service Agreement and authorized the Director of Public Works to execute Amendment No. 3 to the Service Agreement upon approval of the City-County Council; and

WHEREAS, the City-County Council has reviewed Amendment No. 3 to the Service Agreement and the action of the Board of Public Works; and

WHEREAS, the City-County Council concurs in the recommendations of the Board of Public Works; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the City-County Council hereby approves and authorizes the Director of Public works to execute Amendment No. 3 to the Service Agreement between Ogden Martin Systems of Indianapolis, Inc. and the City of Indianapolis.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 36, 37, 38, 39, 41, 42, 44, 45 and 46, 1989. Councillor SerVaas stated that unless there was objection, all these proposals would be voted on together. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 36, 37, 38, 39, 41, 42, 44, 45 and 46, 1989, on January 18, 1989. PROPOSAL NO. 36, 1989. This proposal amends the Code by authorizing special parking privileges for police department vehicles on Porto Alegre, south of Michigan Street. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 37, 1989. This proposal amends the Code by authorizing intersection control changes in the Brunson Acres Subdivision, the Eagle Cove Subdivision and the Cross Creek Subdivision. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 38, 1989. This proposal amends the Code by authorizing intersection control changes at various locations. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 39, 1989. This proposal amends the Code by authorizing a traffic signal at High School Road and 56th Street. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 41, 1989. This proposal amends the Code by

changing a two-way stop to a traffic signal at Century Plaza Road and Georgetown Road. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 42, 1989. This proposal amends the Code by authorizing intersection control changes in Avon Creek Subdivision, Cardinal Cove Subdivision and Beam Reach Subdivision. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 44, 1989. This proposal amends the Code by moving a traffic signal from Shadeland Avenue and Allstate Insurance Company to Shadeland Avenue, Eastgate Chrysler and Eastgate Mall. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 45, 1989. This proposal amends the Code by authorizing weight limit restrictions on a section of Trowbridge Street and Temple Avenue. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 46, 1989. This proposal amends the Code by prohibiting parking on both sides of Robbins Road from 86th Street to the north terminal (8815 North). By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Gilmer moved, seconded by Councillor McGrath, for adoption of Proposal Nos. 36, 37, 38, 39, 41, 42, 44, 45 and 46, 1989. Proposal Nos. 36, 37, 38, 39, 41, 42, 44, 45 and 46, 1989, were adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Giffin, Hawkins, Howard, Schneider, Shaw*

Proposal No. 36, 1989, was retitled GENERAL ORDINANCE NO. 9, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 9, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-266, Special parking privileges for certain persons or vehicles in certain locations.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-266, Special parking privileges for certain persons or vehicles in certain locations, be, and the same is hereby amended by the addition of the following, to wit:

(8) Any vehicle, so marked, of the city police department, and no others may park at any time in the following locations:

Porto Alegre Street, on the east side, from a point 150 feet  
south of Michigan Street to a point 585 feet south of Michigan Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 37, 1989, was retitled GENERAL ORDINANCE NO. 10, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 10, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Appleby Le & Chamton Dr	Chamton Dr	Stop
6, Pg. 1	Appleby Le & Hadway Dr	Hadway Dr	Stop
6, Pg. 1	Appleby Le & Village Way	Village Way	Stop
6, Pg. 1	Applehorn Le & Chamton Dr	Chamton Dr	Stop
6, Pg. 1	Applehorn Le & Hadway Dr	Hadway Dr	Stop
6, Pg. 1	Applewood Le & Chamton Dr	Applewood Le	Stop
6, Pg. 1	Applewood Le & Hadway Dr	Hadway Dr	Stop
6, Pg. 1	Chamton Dr & Hadway Dr	Hadway Dr	Stop
6, Pg. 2	Hadway Dr & Village Way	Village Way	Stop
15, Pg. 1	Eagle Cove Cir & Eagle Cove S. Dr	Eagle Cove S. Dr	Yield
15, Pg. 1	Eagle Cove Ct & Eagle Cove S. Dr	Eagle Cove S. Dr	Yield
15, Pg. 1	Eagle Cove Dr & Eagle Cove E. Dr	Eagle Cove Dr	Stop
15, Pg. 1	Eagle Cove Dr & Eagle Cove N. Dr	Eagle Cove Dr	Stop
15, Pg. 1	Eagle Cove Dr & Eagle Cove W. Dr	Eagle Cove W. Dr	Stop
15, Pg. 1	Eagle Cove Dr, Eagle Creek Pkwy & Shore Terrace	Eagle Creek Pkwy	Stop
39, Pg. 1	Cross Creek Blvd & Edgewood Av	Edgewood Av	Stop
39, Pg. 1	Charing Cross Cir, Charing Cross Rd E, Charing Cross Rd W & Cross Creek Blvd	Charing Cross Rd E. & Charing Cross Rd W.	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 38, 1989, was retitled GENERAL ORDINANCE NO. 11, 1989, and reads as follows:



January 23, 1989

CITY-COUNTY GENERAL ORDINANCE NO. 11, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 4	Hague Rd & 88th Pl	None	None
30, Pg. 7	Rand Rd & Southern Av	None	None
7, Pg. 1	Twin Pointe Cir & Windhaven Blvd	Twin Pointe Cir	Yield
34, Pg. 1	Five Points Rd & Wayland Dr	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 4	Hague Rd & 88th Pl	Hague Rd	Stop
30, Pg. 7	Rand Rd & Southern Av	Southern Av	Stop
7, Pg. 1	Twin Pointe Cir & Windhaven Blvd	Twin Pointe Cir	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 39, 1989, was retitled GENERAL ORDINANCE NO. 12, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 12, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
9, Pg. 1	High School Rd & W. 56th St	56th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
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9, Pg. 1	High School Rd & 56th St	None	Signal
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SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 41, 1989, was retitled GENERAL ORDINANCE NO. 13, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 13, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 2	Century Plaza Rd & Georgetown Rd	Georgetown Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 2	Century Plaza Rd & Georgetown Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 42, 1989, was retitled GENERAL ORDINANCE NO. 14, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 14, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
29, Pg. 1	Bakeway Cir & Bakeway Dr	Bakeway Dr	Yield
6, Pg. 1	Cardinal Cove S. Dr & Cardinal Cove W. Dr	Cardinal Cove S. Dr	Stop
6, Pg. 1	Cardinal Cove S. Dr & Hague Dr	Hague Dr	Stop
7, Pg. 2	Fathom Ct & Fathom Crest	Fathom Crest	Yield
7, Pg. 2	Fathom Crest & Seabreeze Way	Fathom Crest	Stop

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7, Pg. 2	Fathom Cir & Fathom Crest	Fathom Crest	Yield
7, Pg. 2	Fathom Crest, Swiftsail Le & Whitecap Way	Fathom Crest & Swiftsail Le	Stop
7, Pg. 2	Seabreeze Ct & Seabreeze Way	Seabreeze Way	Stop
7, Pg. 2	Seabreeze Cir & Seabreeze Way	Seabreeze Way	Stop
7, Pg. 2	Skippers Way, Whitecap Cir & Whitecap Way	Skippers Way & Whitecap Way	Yield
7, Pg. 2	Skippers Ct & Skippers Way	Skippers Way	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 44, 1989, was retitled GENERAL ORDINANCE NO. 15, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 15, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 8	Shadeland Av & Allstate Ins. Co.	None	Signal

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 8	Shadeland Av, Eastgate Chrysler & Eastgate Mall	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 45, 1989, was retitled GENERAL ORDINANCE NO. 16, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 16, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the deletion of the following, to wit:

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10,000 POUNDS GROSS WEIGHT

Trowbridge Street, from English Avenue to Hoyt Avenue.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Trowbridge Street, from English Avenue to Hoyt Avenue; and  
Temple Avenue, from English Avenue to Hoyt Avenue.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 46, 1989, was retitled GENERAL ORDINANCE NO. 17, 1989, and reads as follows:

**CITY-COUNTY GENERAL ORDINANCE NO. 17, 1989**

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Robbins Road, on both sides, from Eighty-sixth Street  
to the north terminal (8815 North).

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 40, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 40, 1989, on January 18, 1989. The proposal amends the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer asked that this proposal be postponed for further study. Without objection, the proposal was postponed until February 6, 1989.

The President recessed the City-County Council for purposes of convening the Police Special Service District at 10:00 p.m.

**SPECIAL SERVICE DISTRICT COUNCILS**

**POLICE SPECIAL SERVICE DISTRICT**

**SPECIAL ORDERS - PUBLIC HEARING**

A quorum being present, the President called the Police Special Service District Council to order at 10:00 p.m.

PROPOSAL NO. 22, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 22, 1989, on January 11, 1989. The proposal appropriates \$1,915,000 for the Department of Public Safety, Police Division, to allow the Police Department to keep its fleet at the current level per the five year fleet plan. By a 7-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.



January 23, 1989

The President called for public testimony at 10:01 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 22, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Curry, Giffin, Hawkins, Howard*

Councillor Curry abstained due to a possible conflict of interest.

Proposal No. 22, 1989, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1989, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1989

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Police Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Police Division, to allow the Police Department to keep its fleet at the current level, per the five year fleet plan.

SECTION 2. The sum of One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY	CITY CUMULATIVE CAPITAL
<u>POLICE DIVISION</u>	<u>DEVELOPMENT FUND</u>
3. Other Services & Charges	\$1,915,000
TOTAL INCREASE	\$1,915,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL</u>
	<u>DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	\$1,915,000
TOTAL REDUCTION	\$1,915,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Police Special Service District Council, the President reconvened the City-County Council at 10:03 p.m.

NEW BUSINESS

Councillor SerVaas introduced Harley Chapman, the new Sargeant-at-Arms for the Council meetings.

**ANNOUNCEMENTS AND ADJOURNMENT**

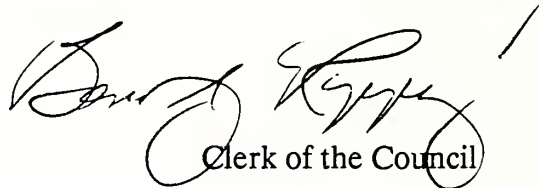
There being no further business, upon motion duly made and seconded, the meeting adjourned at 10:03 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 23rd day of January, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, FEBRUARY 6, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:04 p.m., on Monday, February 6, 1989, with Councillor SerVaas presiding.

Councillor Schneider lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*27 PRESENT: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*  
*2 ABSENT: Clark, Hawkins*

A quorum of twenty-seven members being present, the President called the meeting to order.

[Clerk's note: Councillor Hawkins arrived thereafter.]

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

## *Journal of City-County Council*

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, February 6, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

February 1, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 4, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Two Hundred Sixty-nine Thousand Seven Hundred Ninety-eight Dollars (\$1,269,798) in the Parks General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Parks General Fund.

FISCAL ORDINANCE NO. 5, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-eight Thousand Four Hundred Five Dollars (\$58,405) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 6, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 7, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Five Hundred Eighty-five Thousand Eight Hundred Twenty-one Dollars (\$2,585,821) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 8, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Hundred Fifty Thousand Dollars (\$450,000) in the Prosecutor's Diversion Fund for purposes of the County Auditor, Prosecuting Attorney and Marion County Justice Agency, and reducing the unappropriated and unencumbered balance in the Prosecutor's Diversion Fund.

FISCAL ORDINANCE NO. 9, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Sixty-three Thousand Six Hundred Seventeen Dollars (\$363,617) in the State and Federal Grant Fund for purposes of the County Auditor,



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Prosecuting Attorney and County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 10, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Fifty-two Thousand Eight Hundred Dollars (\$152,800) in the Prosecutor's Law Enforcement Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Law Enforcement Fund.

FISCAL ORDINANCE NO. 11, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seventy-eight Thousand Thirty-eight Dollars (\$178,038) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 12, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Four Hundred Thirty-one Thousand One Hundred Ninety-seven Dollars (\$1,431,197) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

FISCAL ORDINANCE NO. 13, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Hundred Thousand Dollars (\$400,000) in the County General Fund for purposes of the County Auditor, and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 14, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 15, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Dollars (\$4,000) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 16, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eighteen Thousand Five Hundred Forty Dollars (\$18,540) in the County General Fund for purposes of the Superior Court, Criminal Division, Room 2, and reducing certain other appropriations for that Agency.

GENERAL ORDINANCE NO. 8, 1989, authorizing the expansion of the Solid Waste Collection Special Service District.

GENERAL ORDINANCE NO. 9, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-266, Special parking privileges for certain persons or vehicles in certain locations.

GENERAL ORDINANCE NO. 10, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 11, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 12, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 13, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 14, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 15, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 16, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 17, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 18, 1989, establishing a Solid Waste Disposal User Fee.

GENERAL RESOLUTION NO. 1, 1989, authorizing Marion County to purchase certain real property.

SPECIAL RESOLUTION NO. 5, 1989, memorializing Richard I. Blankenbaker.

SPECIAL RESOLUTION NO. 6, 1989, authorizing and directing the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District.

SPECIAL RESOLUTION NO. 7, 1989, declaring the construction of a new Central Equipment Management Division Garage at 2700 South Belmont Street, Indianapolis, Indiana, a necessity and authorizing the Mayor of Indianapolis to implement construction of the new garage through the Indianapolis-Marion County Building Authority.

SPECIAL RESOLUTION NO. 8, 1989, approving Amendment No. 3 to the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc.

COUNCIL RESOLUTION NO. 8, 1989, approving the Mayor's appointment of Mike D. Higbee as Director of the Department of Metropolitan Development, for a term ending December 31, 1989.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

February 1, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippey, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 1, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Fifteen Thousand Dollars (\$1,915,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public

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Safety, Police Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

Mayor Hudnut presented the following speech in regards to Proposal Nos. 115 and 116, 1989, which are being introduced in Council.

Tonight we are introducing Proposal Nos. 115 and 116 which would, if passed, increase the local option income tax by one tenth of one percent, to .7 percent, and add one percent to the existing three percent homestead credit.

The citizens of our City, many with budgetary restrictions not unlike those of city government, expect us to do everything possible to reduce the need for increased taxes. This is a message that I'm sensitive to. This is a message that will guide us as we prepare the 1990 budget.

We have looked at our future financial picture most carefully, and I must tell you that we cannot fund our current obligations in public safety without the County Option Income Tax increase, which I hope you will grant. Our administration pledges to work with you in the hearing process and will be as cooperative as we can be in supplying you with the figures upon which we have based this conclusion and in answering your questions and addressing your concerns.

While honoring previous commitments already made, we propose to use all additional money above our current city budget generated by the increase in the income tax rate for public safety. I repeat: our proposal is that all new money generated by the increase of one tenth of one percent in COIT not earmarked for homestead credits would go for public safety needs, so far as the City of Indianapolis is concerned.

We have substantial needs there--funding the wages and benefits negotiated in our new contracts with the fire and police, funding our pension liability, and undertaking capital acquisitions.

In the county budget, it is our intention to use all of the County Option Income Tax money for homestead credits and property tax relief. That will probably result in a reduced tax rate for the city-county budget in 1990 which we will be submitting next summer.

The townships, which right now are receiving some \$3.678 million of income tax monies, would receive about two-thirds of a million dollars more in 1990 under our proposal, and the excluded cities, now receiving \$1.3 million, would increase by more than a quarter million dollars. They can use this money at their discretion--for radio equipment, parks, sewers, streets, personal services, property tax relief, or other priorities.

In other words, raising the income tax will enhance revenue for every governmental jurisdiction in Marion County, and not just the City of Indianapolis.

We want to continue relieving the burden on the property taxpayer, and homestead credits help accomplish that. Our proposal is to increase that credit from the current 3% to 4%. The General Assembly is dealing with the homestead credit issue right now, and we will not know how that comes out until later in the Session. So you may want to uncouple the one percent homestead credit increase we are recommending from the income tax proposal. But we submitted it this way to show a good faith commitment to property tax relief. After we know how the state legislature deals with this issue, we could return to it and enact the credit at a later date if it seemed appropriate. Either way you want to do it is acceptable to our administration.

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Let's talk some more about the city property tax rate. People tend to think it has gone up more than it really has so far as city government is concerned. The tax rate was \$4.02 twenty years ago; today, it is \$5.17. That represents an increase of some 28%, or about 1 1/2% per year--considerably less than the cost of living, which is up 222% during the same period of time.

In the last five years, since the initial adoption of COIT, the rate has gone up about 2 1/4% per year, due primarily to compounding salaries in police and fire, but we estimate that without COIT, the rate would have increased about 44.2% overall, or 8.5% per year. Put another way, without COIT, and assuming there was no tax freeze, the property tax rate would have gone up \$1.53 higher than it presently is, to some \$6.70, just to provide the services we have been providing. Without COIT, we would be staring at an unfunded liability of \$100 million or so in police and fire pensions, and we would face the possibility of substantial police and fire force reductions--maybe as much as one-third, assuming the property tax rate had been held steady during this five-year period of time.

These figures illustrate how important the local option income tax has been to us. It has really helped us to relieve pressure on the property tax. I think it is important for us to continue to make a strong effort to prevent increases in the property tax rate and diversify our revenue sources. That's why we are submitting these two proposals this evening. If you compare this year's budget to last year's, you will notice that the property tax rate held flat everywhere but public safety. This year, as we prepare 1990's budget, we will attempt to hold the property tax rate flat everywhere period, if we have the extra tenth of one percent in the local option income tax with which to work.

Finally, let me say that as our administration works to hold the tax rate, we are also endeavoring to manage the City departments in a most cost-effective manner. We have accomplished quite a lot already, for example, we've reduced the number of people working in two divisions of the Department of Metropolitan Development by 70. We cannot just automatically assume there's a lot of fat there to be cut, but by the same token, we want to do better.

We intend to consult with efficiency experts from outside City Hall in every department, as we have done recently with DOT, to see where we can cut costs and improve services, if possible.

And we are also trying to build a more innovative approach to management into the sinews of City Hall.

To that end, I have circulated a book to the Mayor's Cabinet that outlines some of the innovative ideas we might consider--Peter Drucker's Innovation and Entrepreneurship. It's important for us continually to re-evaluate the services that we're providing, and not be afraid of change. I know that we, in Indianapolis, are considered innovative and entrepreneurial in our approach to the challenges that confront local government, but I know that there is always room for improvement.

I would like to present each of you with a copy of this book, now, with the hope that you will read it, as our Cabinet is doing. If you come across any ideas that might be helpful as we seek to manage our City's affairs more effectively, I invite you to share your ideas with me.

Thank you for giving me this opportunity to speak with you.

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.



February 6, 1989

## APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journals of April 25, 1988, May 9, 1988, May 23, 1988, June 6, 1988, June 27, 1988, July 25, 1988, August 10, 1988, August 24, 1988 and September 12, 1988. There being no additions or corrections, the minutes were approved as distributed.

## PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 120, 1989. The proposal honors former Marion County Treasurer, Edward R. Buckley. Councillor Coughenour read the resolution and presented a framed document to Mr. Buckley. Mr. Buckley expressed his appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 120, 1989, was adopted by unanimous voice vote, retitled SPECIAL RESOLUTION NO. 9, 1989, and reads as follows:

### CITY-COUNTY SPECIAL RESOLUTION NO. 9, 1989

A SPECIAL RESOLUTION honoring former Marion County Treasurer Edward R. Buckley.

WHEREAS, Edward R. Buckley served with distinction as Marion County Treasurer from 1981 through 1988; and

WHEREAS, during those eight years Mr. Buckley was responsible for one-half billion dollars a year in tax collections, while maintaining the highest reputation for treating taxpayers and employees fairly; and

WHEREAS, during his two terms of office he brought the tax billing and collection process to state-of-the-art productivity, streamlined office procedures, and constantly maintained an impeccable high level of ethics and integrity; now, therefore:

### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends and thanks Edward R. Buckley for giving eight years of his life to serve the people as Marion County Treasurer, and for executing his duties as County Treasurer in an exemplary manner.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 16, 18, 73, 74, 75 and 77, 1989. Councillor SerVaas stated that unless there was objection, all these appointments would be voted on together. PROPOSAL NO. 16, 1989. This proposal reappoints JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I. The Metropolitan Development Committee on January 24, 1988, recommended Proposal No. 16, 1989, Do Pass, by a 7-0 vote. PROPOSAL NO. 18, 1989. This proposal reappoints Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III. The Metropolitan Development Committee on January 24, 1988, recommended Proposal No. 18, 1989, Do Pass, by a 7-0 vote. PROPOSAL NO. 73, 1989. This proposal reappoints Paula Sawyers and William S. Gardiner to the Board of Public Safety. The Public Safety and Criminal Justice Committee on January 25, 1988, recommended Proposal No. 73, 1989, Do Pass, by a 8-0 vote. PROPOSAL NO. 74, 1989. This proposal reappoints Ruby Miller and Ray Battey to the City-County Administrative Board. The Administration Committee on January 30, 1988, recommended Proposal No. 74, 1989, Do Pass, by a 5-0 vote. PROPOSAL NO. 75, 1989. This proposal reappoints Richard Lahr to the Board of Parks and Recreation. The Parks and Recreation Committee on February 2, 1988, recommended Proposal No. 75, 1989, Do Pass As Amended, by a 5-0

vote. PROPOSAL NO. 77, 1989. This proposal appoints Gary L. Miller to the Equal Opportunity Advisory Board. The Administration Committee on January 26, 1988, recommended Proposal No. 77, 1989, Do Pass, by a 7-0 vote.

Councillor West moved, seconded by Councillor Cottingham, for adoption. Proposal Nos. 16, 18, 73, 74, 75 and 77, 1989, were adopted by unanimous voice vote.

Proposal No. 16, 1989, was retitled COUNCIL RESOLUTION NO. 17, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 17, 1989

A COUNCIL RESOLUTION reappointing JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Metropolitan Board of Zoning Appeals, Division I, the Council reappoints:

Joanna Walker  
Alan Retherford

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 18, 1989, was retitled COUNCIL RESOLUTION NO. 18, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 18, 1989

A COUNCIL RESOLUTION reappointing Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Metropolitan Board of Zoning Appeals, Division III, the Council reappoints:

Mary Jane Klepek  
Bill Locey

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 73, 1989, was retitled COUNCIL RESOLUTION NO. 19, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 19, 1989

A COUNCIL RESOLUTION reappointing Paula Sawyers and William S. Gardiner to the Board of Public Safety.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Board of Public Safety, the Council reappoints:

Paula Sawyers  
William S. Gardiner

February 6, 1989

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 74, 1989, was retitled COUNCIL RESOLUTION NO. 20, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 20, 1989

A COUNCIL RESOLUTION reappointing Ruby Miller and Ray Battey to the City-County Administrative Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the City-County Administrative Board, the Council reappoints:

Ruby Miller  
Ray Battey

SECTION 2. The appointments made by this resolution are for terms ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 75, 1989, was retitled COUNCIL RESOLUTION NO. 21, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 21, 1989

A COUNCIL RESOLUTION reappointing Richard Lahr to the Board of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council reappoints:

Richard Lahr

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 77, 1989, was retitled COUNCIL RESOLUTION NO. 22, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 22, 1989

A COUNCIL RESOLUTION appointing Gary L. Miller to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Gary L. Miller

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 97, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code,

Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food from Carts"; and the President referred it to the Administration Committee.

PROPOSAL NO. 98, 1989. Introduced by Councillor Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989"; and the President referred it to the Administration Committee.

PROPOSAL NO. 99, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Robert Stewart to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 100, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Edward R. Buckley to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 101, 1989. Introduced by Councillors West and Boyd. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 102, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Robert T. Samuelson to the Metropolitan Development Commission"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 103, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 104, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$100,000 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to continue with efforts to increase arts support"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 105, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$75,000 for the Department of Parks and Recreation, Administration Division, to supplement the management of the Department to enable it to improve its business operations"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 106, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$539,990 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities and decrease maintenance and operating costs"; and the President referred it to the Parks and Recreation Committee.



PROPOSAL NO. 107, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$378,250 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to lease/purchase communication equipment for a short term radio system fix"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 108, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,850 for the Superior Court, Juvenile Division, to appropriate Street Law for 1989"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 109, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 110, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,968,008 for the Department of Public Works, Flood Control Division, to relieve drainage problems in neighborhoods"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 111, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,348,780 for the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 112, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,004,360 for the Department of Public Works, Administration Division, to provide assistance to areas that are unable to afford the cost of sewers"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 113, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations Division, for maintenance, refurbishment and improvement of the infrastructure used in collection and transporting wastewater"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 114, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,255,000 for the Department of Public Works, Liquid Waste Processing Operations Division, to complete the base map conversion and to purchase required computer hardware"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 115, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION proposing an ordinance of the Marion County Income Tax Council to increase the County Option Income Tax"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 116, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION proposing an ordinance of the Marion County Income Tax Council to increase the local percentage credit allowed for homesteads to four percent"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 117, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a one-way stop on 52nd Street at Potters Pike"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 118, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,106,345 for the Department of Transportation, Administration Division, for various projects planned for construction"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 119, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,604,481 for the Department of Transportation, Administration Division, for various projects planned for construction"; and the President referred it to the Transportation Committee.

#### **MODIFICATION OF SPECIAL ORDERS**

PROPOSAL NO. 121, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Kevin J. Martin to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 122, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Nellie J. Daniels to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 141, 1989. Introduced by Councillors Durnil, Dowden, McGrath, Moriarty and Schneider. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION establishing an ad-hoc committee to review the operation of the Central Equipment Management Division"; and the President referred it to the Administration Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

Councillor Brooks requested consent for Proposal Nos. 124 and 125, 1989, to be called out for public hearing with the following motion:

##### **CITY-COUNTY COUNCIL MOTION**

Mr. President:

I move that Proposal Nos. 124 and 125, 1989, (Rezoning Cases 88-Z-181 and 88-Z-182) be scheduled for a hearing before this Council at its next regular meeting on February 27, 1989, at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

February 6, 1989

Councillor David Brooks

Consent was given, and the following announcement was made:

Mr. President:

This Council will hold a public hearing on Rezoning Petitions 88-Z-181 and 88-Z-182, Council Proposal Nos. 124 and 125, 1989, at its next regular meeting on February 27, 1989, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis.

Petition 88-Z-181 requests the rezoning of 31.8 acres, being in the SU-2 district to the D-4 classification to provide for single-family development.

Petition 88-Z-182 requests the rezoning of 15.5 acres, being in the SU-2 district to the D-6II classification to provide for multi-family development.

Written objections that are filed with the Clerk of the Council or the County Auditor shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

PROPOSAL NOS. 123 - 140, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 2, 1989". The Council scheduled Proposal Nos. 124 and 125, 1989, for a Public Hearing on February 27, 1989. The Council did not schedule Proposal Nos. 123 and 126 - 140, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 123 and 126 - 140, 1989, were retitled REZONING ORDINANCE NOS. 33 - 48, 1989, and are identified as follows:

REZONING ORDINANCE NO. 33, 1989. 88-Z-160 (AMENDED) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12

7625 PENDLETON PIKE, INDIANAPOLIS.

TERRANCE S. SULLIVAN requests the rezoning of 1.85 acres, being in the C-5 and D-7 districts, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 34, 1989. 88-Z-220 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

8045 OAKLANDON ROAD, INDIANAPOLIS.

LYNN ASSOCIATION, INC. by Lawrence Lunn, requests the rezoning of 33.7 acres, being in the A-2 district, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 35, 1989. 88-Z-275 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 23

1832 FLETCHER AVENUE, INDIANAPOLIS.

BOARD OF SCHOOL COMMISSIONERS OF THE CITY OF INDIANAPOLIS, by Fredrick L. Rice, requests the rezoning of 0.10 acre, being in the D-S district, to the SU-2 classification to provide for school use.

REZONING ORDINANCE NO. 36, 1989. 88-Z-279 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24

7206 HEARTHSTONE WAY, INDIANAPOLIS.

T.L. SPEGAL CONSTRUCTION, INC. requests the rezoning of 0.037 acre, being in the A-2 district, to the D-3 classification to provide for the construction of a single-family home.

REZONING ORDINANCE NO. 37, 1989. 89-Z-1 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19

4745 KENTUCKY AVENUE, INDIANAPOLIS.

STEVEN R. HALL requests the rezoning of 3.204 acres, being in the D-3 district, to the C-4 classification to permit the construction of a gasoline service station and commercial development.

REZONING ORDINANCE NO. 38, 1989. 89-Z-3 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20

7209 U.S. 31, INDIANAPOLIS.

WILLIAM C. COLLINS, by Stephen D. Mears, requests the rezoning of 0.56 acre, being in the D-3 district, to the C-1 classification to permit office uses.

REZONING ORDINANCE NO. 39, 1989. 89-Z-5 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16



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2001 WEST WASHINGTON STREET, INDIANAPOLIS.

R.G. SODREL COMPANY, by Stephen D. Mears, requests the rezoning of 2.14 acres, being in the C-4 and D-5 districts, to the C-4 classification to permit the development of a retail center.

REZONING ORDINANCE NO. 40, 1989. 89-Z-7 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 11

4201 MILLERSVILLE ROAD, INDIANAPOLIS

ROBERTS COMMERCIAL PARK, INC., by Philip A. Nicely, requests the rezoning of 14.34 acres, being in the D-5 district, to the C-S classification to permit office, commercial and industrial development.

REZONING ORDINANCE NO. 41, 1989. 89-Z-20 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

11390 EAST 30TH STREET (REAR), INDIANAPOLIS

MAJORIE E. MADINGER, DOROTHY EVERETT, AND ELIZABETH A. GROSECLOSE, by William F. LeMond, request the rezoning of 8.56 acres, being in the A-2 district, to the D-3 classification to provide for residential development.

REZONING ORDINANCE NO. 42, 1989. 89-Z-21 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 23

3950 SOUTHEASTERN AVENUE, INDIANAPOLIS.

R.I. MARKETING INC., by Louis H. Borgmann, requests the rezoning of 1.08 acres, being in the I-2-U district, to the C-3 classification to provide for residential development.

REZONING ORDINANCE NO. 43, 1989. 89-Z-22 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 6

8023 MEADOWBROOK DRIVE, INDIANAPOLIS.

CORVAIR DEVELOPMENT ASSOCIATES, INC., by Kurt F. Pantzer, requests the rezoning of 19.1 acres, being in the D-S district, to the D-1 classification to provide for single-family development.

REZONING ORDINANCE NO. 44, 1989. 89-Z-23 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

5852 CRAWFORDSVILLE ROAD, INDIANAPOLIS.

TRI-LAND PROPERTIES, INCORPORATED, by Dennis A. Johnson, requests the rezoning of 2.38 acres, being in the C-4 district, to the SU-1 classification to provide for the construction of a church.

REZONING ORDINANCE NO. 45, 1989. 89-Z-24 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

5702 CRAWFORDSVILLE ROAD, INDIANAPOLIS.

ST. ANDREW'S EVANGELICAL, LUTHERAN CHURCH OF SPEEDWAY, by Dennis A. Johnson, requests the rezoning of 5.20 acres, being in the SU-1 district, to the C-4 classification to provide for commercial uses.

REZONING ORDINANCE NO. 46, 1989. 89-Z-27 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 15

350 NORTH SHADELAND AVENUE, INDIANAPOLIS.

THOMAS J. CATTERSON, by Harry F. McNaught Jr., requests the rezoning of 4.00 acres, being in the C-2 district, to the C-5 classification to provide for the expansion of an automobile dealership.

REZONING ORDINANCE NO. 47, 1989. 89-Z-28 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21

501 WEST WASHINGTON STREET, INDIANAPOLIS.

HOTEL ASSOCIATES, INC., by Harry F. McNaught Jr., requests the rezoning of 1.68 acres, being in the CBD-S district, to the CBD-2 classification to conform zoning.

REZONING ORDINANCE NO. 48, 1989. 89-Z-36 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

7501 OAKLANDON ROAD, INDIANAPOLIS.

SUNRUSE AT GEIST UNITED METHODIST CHURCH, by Philip A. Nicely, requests the rezoning of 12.0 acres, being in the A-2 district, to the SU-1 classification to provide for the construction of a church.

## **SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 615, 1988. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 615, 1988, on November 15, 1988 and the Community Affairs Committee heard the Proposal on January 31, 1989. The proposal allows the Health and Hospital Corporation to create and disseminate pregnancy health warning posters. By a 4-0 vote, the Community Affairs Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor McGrath reported that the Health and Hospital Corporation was doing a proposal similar to this one,



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therefore, this proposal is not necessary. Councillor McGrath moved, seconded by Councillor Strader, to strike Proposal No. 615, 1988. Proposal No. 615, 1988, was stricken by unanimous voice vote.

PROPOSAL NO. 40, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 40, 1989, on January 18, 1989. The proposal amends the code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor McGrath, that Proposal No. 40, 1989, be postponed until February 27, 1989. Without objection, the proposal was postponed.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 15, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 15, 1989, on January 24, 1989. The proposal approves the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Irvin, for adoption.

Councillor Schneider expressed his concern that this is a matter of how the money will be spent, and he believes there was not enough information given in telling how the money will be spent. Proposal No. 15, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*  
1 NAY: *Schneider*  
4 NOT VOTING: *Brooks, Clark, Dowden, Rhodes*

Councillor Brooks abstained due to a possible conflict of interest.

Proposal No. 15, 1989, was retitled SPECIAL ORDINANCE NO. 10, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 10, 1989

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 26, 1988, the City-County Council of the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 93, 1988, 1989 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01(a) of the Budget Ordinance, as approved by the Council, reads as follows:

Section 4.01(a). State and Federal Grant Applications Authorized.

(a) The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws' regulations in order to apply for and receive, such state and federal grants for payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance. Provided, however, that until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent; and

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WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development utilizing Community Development Grant Funds to the Council for its approval pursuant to Section 4.01(a) of the Budget Ordinance; and

WHEREAS, the Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Neighborhood Development Fund, utilizing Community Development Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, it is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01(a) of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 49, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 49, 1989, on February 2, 1989. The proposal amends the Code to provide procedure for owners of property to avoid liens for sewer service charges on rental property. By a 5-0-1 vote, the Committee reported to the Council with the recommendation that the proposal be stricken. Councillor Coughenour moved, seconded by Councillor Howard, to strike Proposal No. 49, 1989.

Barbara Gole, Director of the Department of Public Works, explained that this would cost the taxpayer more money and that the present system of placing a lien on the owner's property is working at no cost to the taxpayer.

Proposal No. 49, 1989, was stricken by unanimous voice vote.

PROPOSAL NO. 65, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 65, 1989, on January 25, 1989. The proposal renews the Marion County Community Corrections Program for fiscal year 1989-1990 and approves the actions of the Marion County Community Corrections Advisory Board. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 65, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*0 NAYS*

*3 NOT VOTING: Clark, Rhodes, Williams*

Proposal No. 65, 1989, was retitled COUNCIL RESOLUTION NO. 23, 1989, and reads as follows:

**CITY-COUNTY COUNCIL RESOLUTION NO. 23, 1989**

A COUNCIL RESOLUTION renewing the Marion County Community Corrections Program for fiscal year 1989-1990 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1989-1990 grant application to the State of Indiana, Department of Corrections.

WHEREAS, the Marion County Community Corrections Advisory Board was established by City-County Special Resolution No. 103, 1981, pursuant to I.C. 11-12-1; and

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WHEREAS, Marion County received a grant from the State of Indiana to finance the Marion County Community Corrections Programs for fiscal year 1988-1989; and

WHEREAS, the Marion County Community Corrections Advisory Board is currently operating a Community Corrections Program funded by the grant from the State of Indiana; and

WHEREAS, the Marion County Community Corrections Advisory Board has approved the grant application for fiscal year 1989-1990, a copy of which is on file with the Clerk of the Council and incorporated herein by reference, and has submitted said grant application to the State of Indiana, Department of Corrections for its consideration; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The actions of the Marion County Community Corrections Advisory Board with respect to the Board's grant application to the State of Indiana, Department of Corrections are hereby approved and the Board is authorized to proceed in accordance with I.C. 11-12-2 and the terms of said application.

SECTION 2. In the event that the State of Indiana, Department of Corrections approves the grant application for Marion County, the City-County Council of Indianapolis and Marion County hereby renews the Community of Corrections Program for a period of one year beginning on July 1, 1989.

SECTION 3. This City-County Council has no intention of supplementing or financing the projects contained in such grant application and approved herein by use of revenues from any local tax regardless of source. At any time that knowledge is received that the state or federal financing of this agency or project is, or will be, reduced or eliminated, the chairman of the Community Corrections Advisory Board or the County Auditor or both are directed to notify the City-County Council in writing of such proposed loss of revenue. Any contract, purchase order or financial commitment by the Community Corrections Advisory Board shall be subject to available non-local revenues and void to the extent such funding is not received.

SECTION 4. Notwithstanding I.C. 11-12-1-3 any agreement or other contract contemplating the lease, purchase or use of residential space for a Community Corrections Program in Marion County must be signed by the Mayor of Indianapolis as County Executive after prior approval of the City-County Council pursuant to I.C. 36-3.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 67, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 67, 1989, on January 25, 1989. The proposal transfers and appropriates \$800 for the Superior Court, Civil Division, Room One, for final payment on an office computer. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 67, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Jones, McGrath, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

0 NAYS

7 NOT VOTING: *Brooks, Clark, Golc, Irvin, Moriarty, Rhodes, Williams*

Proposal No. 67, 1989, was retitled FISCAL ORDINANCE NO. 17, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 17, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eight Hundred Dollars (\$800) in the County General Fund for purposes of the Superior Court, Civil Division, Room One, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:



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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (mm) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Civil Division, Room One, for final payment of an office computer.

SECTION 2. The sum of Eight Hundred Dollars (\$800) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT	
<u>CIVIL DIVISION, ROOM ONE</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$800
TOTAL INCREASE	\$800

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT	
<u>CIVIL DIVISION, ROOM ONE</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$800
TOTAL REDUCTION	\$800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 68, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 68, 1989, on January 25, 1989. The proposal requests the Marion County Justice Agency to recommend the feasibility and financing of an automated fingerprint identification system. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Borst, for adoption.

Councillor Borst stated that the amendment in committee was to have the Justice Agency recommend the study rather than the Forensic Services. He indicated that this system would triple the amount of arrests of burglaries and vehicle thefts.

Councillor Durnil asked why the fingerprinting system with the state could not be used. Councillor Borst explained that the system on the state level only had the fingerprints of those who have committed felonies and not misdemeanors and that the systems are not compatible. Proposal No. 68, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

1 NOT VOTING: *Clark*

Proposal No. 68, 1989, was retitled GENERAL RESOLUTION NO. 2, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 2, 1989

A GENERAL RESOLUTION requesting the Marion County Justice Agency Board to recommend the feasibility and financing of an automated fingerprint identification system.

WHEREAS, crimes against person and property effect all citizens in Indianapolis and Marion County; and

WHEREAS, an estimated thirty-five percent of crime scenes yield usable, latent fingerprints but manual searches of latent prints are exceedingly time-consuming, costly, and yield results of possibly only four to nine percent hit rates; and



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WHEREAS, new technological advances such as automated fingerprint identification systems (AFIS) are creating a revolutionary impact on law enforcement capability to apprehend offenders and solve crimes; and

WHEREAS, an AFIS system could allow Indianapolis to clear twenty-five to thirty percent of burglaries and vehicle thefts over the present ten to eleven percent such as in the case of the city of San Francisco that went from eight to nine percent before installing AFIS to twenty-six percent; and

WHEREAS, further benefits in addition to the higher conviction rate would include a reduction in personal and property loss for the citizens of Indianapolis and increased efficiency and cost-saving in law enforcement agencies, and early identification and detection of offenders reducing repeat or serial-crime violators thereby increasing crime prevention; and

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council requests the Marion County Justice Agency Board to work with law enforcement agencies and financial officers to recommend the feasibility and financing of an automated fingerprint identification system for Indianapolis and Marion County, and make a progress or final report of its findings to the City-County Council within 90 days.

SECTION 2. Items to be addressed include, but are not limited to, accuracy, capital costs, operating costs, space, personnel, speed, implementation procedures, training, reliability, maintenance, net-working capability and vendor support.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 69, 70 and 78, 1989. Councillor SerVaas stated that unless there was objection, these proposals would be voted on together. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 69, 70 and 78, 1989, on February 1, 1989. PROPOSAL NO. 69, 1989. This proposal amends the Code by authorizing a traffic signal at the intersection of Eagle Creek Parkway and 38th Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 70, 1989. This proposal amends the Code by authorizing a passenger and materials loading zone on a portion of Ohio Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 78, 1989. This proposal restricts parking for welfare department vehicles to twenty-five minutes. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption.

Councillor Coughenour questioned Proposal No. 78, 1989, and asked if the vehicles can park there any time of the day. She stated that if they could park there any time, it would cause a traffic problem during rush hour.

Robert Elrod, General Counsel, clarified that if there are rush hour regulations for that street (which he is sure there are), those regulations supercede this ordinance. The wording "any time" in this ordinance only means that no one else can park there.

Proposal Nos. 69, 70 and 78, 1989, were adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Brooks, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Williams*

3 NAYS: *Howard, Strader, West*

4 NOT VOTING: *Borst, Clark, Dowden, Hawkins*

Proposal No. 69, 1989, was retitled GENERAL ORDINANCE NO. 19, 1989, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 19, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 1	Eagle Creek Pkwy & W. 38th St	W. 38th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 1	Eagle Creek Pkwy & 38th St	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 70, 1989, was retitled GENERAL ORDINANCE NO. 20, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 20, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Ohio Street, on the south side, from a point 194 feet  
west of Alabama Street to a point 215 feet west of Alabama Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 78, 1989, was retitled GENERAL ORDINANCE NO. 21, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 21, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", specifically paragraph (6) of subsection 29-266(a), to limit welfare parking to thirty minutes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically paragraph (6) of subsection (a) of Section 29-266, be, and the same is hereby amended by inserting the text underlined, to read as follows:

(6) Any vehicle so authorized by the county department of public welfare may park at any time for a period not to exceed thirty (30) minutes in the following locations:

South Meridian Street, on the east side, from a point 30 feet north of the north curbline of East Georgia Street to a point 118 feet from the north curbline of East Georgia Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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The President recessed the City-County Council for purposes of convening the Police Special Service District at 8:20 p.m.

## **SPECIAL SERVICE DISTRICT COUNCILS**

### **POLICE SPECIAL SERVICE DISTRICT**

#### **SPECIAL ORDERS - PUBLIC HEARING**

A quorum being present, the President called the Police Special Service District Council to order at 8:20 p.m.

PROPOSAL NO. 66, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 66, 1989, on January 25, 1989. The proposal transfers and appropriates \$500,000 for the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 66, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*0 NAYS*

*5 NOT VOTING: Brooks, Clark, Irvin, Rhodes, Williams*

Proposal No. 66, 1989, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989, and reads as follows:

#### **POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989**

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Police Special Service District Police Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that Division.

#### **BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget. Section 1 of the Police Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters.

SECTION 2. The sum of Five Hundred Thousand Dollars (\$500,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing appropriations as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DIVISION  
3. Other Services & Charges  
TOTAL INCREASE

POLICE SPECIAL SERVICE DISTRICT  
POLICE SERVICE DISTRICT FUND  
\$500,000  
\$500,000

SECTION 4. The said additional appropriations are funded by the following reductions:

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DEPARTMENT OF PUBLIC SAFETY  
POLICE DIVISION  
4. Capital Outlay  
TOTAL REDUCTION

POLICE SPECIAL SERVICE DISTRICT  
POLICE SERVICE DISTRICT FUND  
\$500,000  
\$500,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Police Special Service District Council, the President reconvened the City-County Council at 8:25 p.m.

**NEW BUSINESS**

Councillor SerVaas asked if there is anything new about the bus parking problem outside of the City-County Building. He is concerned about the traffic trying to exit the building; that it is a very dangerous situation.

Councillor Rhodes stated that situation will be investigated.

**ANNOUNCEMENTS AND ADJOURNMENT**

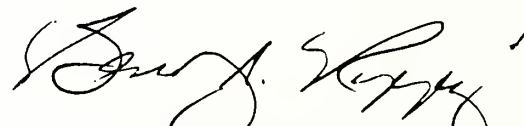
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 6th day of February, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, FEBRUARY 27, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:02 p.m., on Monday, February 27, 1989, with Councillor SerVaas presiding.

Councillor Borst lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Clark introduced all the residents from Franklin Township present for the public hearing on the rezoning case.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

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Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, February 27, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

February 14, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, February 16, 1989, and Thursday, February 23, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 115 and 116, 1989, to be held on Monday, February 27, 1989, at 7:00 p.m., in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

Clerk's Note: Commercial will reprint Proposal No. 115, 1989, on Thursday, February 23, 1989.

February 14, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, February 16, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 118, 119, 124 and 125, 1989, to be held on Monday, February 27, 1989, at 7:00 p.m., in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

Clerk's Note: Commercial will reprint Proposal No. 118, 1989, on Thursday, February 23, 1989, and the News will reprint Proposal No. 124, 1989, on Thursday, February 23, 1989.

February 27, 1989

February 17, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 17, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eight Hundred Dollars (\$800) in the County General Fund for purposes of the Superior Court, Civil Division, Room One, and reducing certain other appropriations for that Division.

GENERAL ORDINANCE NO. 19, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 20, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 21, 1989, amending the "Code of Indianapolis and Marion County, Indiana", specifically paragraph (6) of subsection 29-266(a), to limit welfare parking to thirty minutes.

GENERAL RESOLUTION NO. 2, 1989, requesting the Marion County Justice Agency Board to recommend the feasibility and financing of an automated fingerprint identification system.

SPECIAL RESOLUTION NO. 9, 1989, honoring former Marion County Treasurer Edward R. Buckley.

SPECIAL RESOLUTION NO. 10, 1989, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

COUNCIL RESOLUTION NO. 23, 1989, renewing the Marion County Community Corrections Program for fiscal year 1989-1990 and approving the actions of the Marion County Community Corrections Advisory Board with respect to the Board's 1989-1990 grant application to the State of Indiana, Department of Corrections.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

February 17, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 2, 1989, amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional Five Hundred Thousand

Dollars (\$500,000) in the Police Special Service District Police Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing certain other appropriations for that Division.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 157, 1989. This proposal honors the persons who rescued two children from drowning in the downtown canal. Councillor Solenberg read the resolution and presented a framed document to Vernon Blackford, Ronald Davee, Deana McGivern and Dennis Griesey. The two children, Damon and Carlos, were present accompanied by their grandmother. Councillor Solenberg moved, seconded by Councillor Hawkins, for adoption. Proposal No. 157, 1989, was adopted by unanimous voice vote.

Proposal No. 157, 1989, was retitled SPECIAL RESOLUTION NO. 11, 1989, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION NO. 11, 1989**

A SPECIAL RESOLUTION honoring persons who rescued two children from drowning in the Downtown Canal.

WHEREAS, on January 17, 1989, Indianapolis Police Department detectives Vernon E. Blackford and Ronald H. Davee, sergeant Deana F. McGivern, along with civilian Dennis Griesey an IUPUI student at Purdue's Restaurant Hotel and Institutions Management School and part-time Columbia Club employee, through quick action rescued two young people from likely death after the children had broken through the ice on the Downtown Canal; and

WHEREAS, through heroic efforts, during which officer Blackford suffered injuries to his arms, wrists and hands by breaking the ice and being pulled under the water, this rescue was successful; and

WHEREAS, no job description, no rules and regulations, no police-community relations manual could ever cover all circumstances such as this incident whereby spontaneous humanitarian action by police and civilians resulted in saving the lives of two children; now, therefore:

### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council, on behalf of all citizens of this City, recognizes, commends and thanks Indianapolis Police Department detectives Vernon E. Blackford and Ronald H. Davee, sergeant Deana F. McGivern, and civilian Dennis Griesey for their January 17, 1989 rescue of two children from probable death after the youth had accidentally broken through the ice on the Downtown Canal.

SECTION 2. The Council further recognizes with pride that this act is one more example that love, decency and kindness are still very much in evidence in Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



February 27, 1989

PROPOSAL NO. 158, 1989. This proposal congratulates the Arsenal Technical High School Lady Titans for winning the 1988-89 Girls' Indianapolis Invitational Basketball Tournament. Councillor Jones read the resolution and presented a framed document to the Girl's Basketball team. Coach Ron Fyffe extended his appreciation for the recognition. Councillor Jones moved, seconded by Councillor Williams, for adoption. Proposal No. 158, 1989, was adopted by unanimous voice vote.

Proposal No. 158, 1989, was retitled SPECIAL RESOLUTION NO. 12, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 12, 1989

A SPECIAL RESOLUTION congratulating the Arsenal Technical High School Lady Titans for winning the 1988-89 City Girls' Indianapolis Invitational Basketball Tournament.

WHEREAS, Arsenal Technical High School girls' basketball coach Ron Fyffe and the team set goals for themselves at the beginning of this basketball season; and

WHEREAS, these goals were to work hard, to win certain prestigious tournaments, and to instill a common bond of achievement by the unity of the team concept; and

WHEREAS, by working together as a team, the Arsenal Tech's Lady Titans, succeeded in capturing the Girls' City Championship title on December 17, 1988, with a 67-59 victory over Arlington High School; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Arsenal Technical High School Lady Titans winning team members Dawn Wilhite, Yolanda Willis, Kenyatta Bannister, Shauna Smith, Audrey Robinson, Kim Patrick, Fredereka Jeter, Sherri Dawson, Keisha Springer, Christina Foster, Holly Moore and Karen Moore.

SECTION 2. The Council further recognizes Principal Benjamin Johnson, Vice Principal Dr. Waldo Hoffman, Head Coach Ron Fyffe, Assistant Coach Cecilia Mimms, Managers Midge Kelley and Terrance Hosley, and Athletic Director Howard J. Catt.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 159, 1989. This proposal congratulates the Arsenal Technical High School Titans for winning the 1988-89 City Invitational Tournament. Councillor Jones read the resolution and presented a framed document to the Boy's Basketball team. Coach Frank Craig extended his appreciation for the recognition. Principal Benjamin Johnson also thanked the Council for this recognition for both teams. Councillor Jones moved, seconded by Councillor Williams, for adoption. Proposal No. 159, 1989, was adopted by unanimous voice vote.

Proposal No. 159, 1989, was retitled SPECIAL RESOLUTION NO. 13, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 13, 1989

A SPECIAL RESOLUTION congratulating the Arsenal Technical High School Titans for winning the 1988-89 City Invitational Tournament.

WHEREAS, Arsenal Technical High School boys' basketball coach Frank Craig and his team set goals at the beginning of the basketball season, and one of those goals was to win the City tournament; and

WHEREAS, Arsenal Tech's Titans, by hard work and focus, beginning last summer, succeeded in capturing the 1988-89 Indianapolis Invitational Basketball Tournament on January 21, 1989 with a 53-49 victory over Cathedral High School; now, therefore:

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Arsenal Technical High School Titans winning team members James Lomax, Henry Gooch, D'Arcy Stanfield, Sean Day, Kevin Mundy, Darris Harrison, James Beck, Chrisman Harding, Tim Oliver and James Jones.

SECTION 2. The Council further recognizes Principal Benjamin Johnson, Vice Principal Dr. Waldo Hoffman, Head Coach Frank Craig, Assistant Coaches Virgil Bleill and Robert Cooley, Athletic Trainer Robert Hardiman, Managers Michael Pollard and Bernard McFarland, Athletic Director Howard J. Catt, and Statistician Mark Davis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 17, 20, 76, 100, 101, 102, 121, 99, 122, 1989. Councillor SerVaas stated that unless there was objection, all these appointments would be voted on together. PROPOSAL NO. 17, 1989. The Metropolitan Development Committee heard Proposal No. 17, 1989, on February 21, 1989. The proposal reappoints Lesa Dietrick and Mark Gibson to the Metropolitan Development Board of Zoning Appeals, Division II. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 20, 1989. The Municipal Corporations Committee heard Proposal No. 20, 1989, on February 23, 1989. The proposal reappoints Dorothy McCormick to the Speedway Library Board. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 76, 1989. The Administration Committee heard Proposal No. 76, 1989, on February 13, 1989. The proposal reappoints Curtis G. Myers to the Equal Opportunity Advisory Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 100, 1989. The Metropolitan Development Committee heard Proposal No. 100, 1989, on February 21, 1989. The proposal appoints Edward R. Buckley to the Metropolitan Development Commission. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 101, 1989. The Metropolitan Development Committee heard Proposal No. 101, 1989, on February 21, 1989. The proposal reappoints Michael Rodman to the Metropolitan Development Commission. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 102, 1989. The Metropolitan Development Committee heard Proposal No. 102, 1989, on February 21, 1989. The proposal reappoints Robert I. Samuelson to the Metropolitan Development Commission. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 121, 1989. The Administration Committee heard Proposal No. 121, 1989, on February 13, 1989. The proposal appoints Kevin J. Martin to the Equal Opportunity Advisory Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 99, 1989. The Administration Committee heard Proposal No. 99, 1989, on February 27, 1989. The proposal appoints Robert Stewart to the Equal Opportunity Advisory Board. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 122, 1989. The Administration Committee heard Proposal No. 122, 1989, on February 27, 1989. The proposal appoints Nellie J. Daniels to the Equal Opportunity Advisory Board. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West moved, seconded by Councillor Irvin, for adoption. Proposal Nos. 17, 20, 76, 100, 101, 102, 121, 99 and 122, 1989, were adopted by unanimous voice vote.

February 27, 1989

Proposal No. 17, 1989, was retitled COUNCIL RESOLUTION NO. 24, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 24, 1989

A COUNCIL RESOLUTION reappointing Lesa Dietrick and Mark Gibson to the Metropolitan Board of Zoning Appeals, Division II.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As members of the Metropolitan Board of Zoning Appeals, Division II, the Council reappoints:

Lesa Dietrick  
Mark Gibson

SECTION 2. The appointments made by this resolution are for a term ending December 31, 1989. The persons appointed by this resolution shall serve at the pleasure of the Council and until their respective successors are appointed and have qualified.

Proposal No. 20, 1989, was retitled COUNCIL RESOLUTION NO. 25, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 25, 1989

A COUNCIL RESOLUTION reappointing Dorothy McCormick to the Speedway Library Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Speedway Library Board, the Council reappoints:

Dorothy McCormick

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

Proposal No. 76, 1989, was retitled COUNCIL RESOLUTION NO. 26, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 26, 1989

A COUNCIL RESOLUTION reappointing Curtis G. Myers to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council reappoints:

Curtis G. Myers

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 100, 1989, was retitled COUNCIL RESOLUTION NO. 27, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 27, 1989

A COUNCIL RESOLUTION appointing Edward R. Buckley to the Metropolitan Development Commission.

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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council appoints:

Edward R. Buckley

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 101, 1989, was retitled COUNCIL RESOLUTION NO. 28, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 28, 1989

A COUNCIL RESOLUTION reappointing Michael Rodman to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council reappoints:

Michael Rodman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 102, 1989, was retitled COUNCIL RESOLUTION NO. 29, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 29, 1989

A COUNCIL RESOLUTION reappointing Robert I. Samuelson to the Metropolitan Development Commission.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Metropolitan Development Commission, the Council reappoints:

Robert I. Samuelson

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 121, 1989, was retitled COUNCIL RESOLUTION NO. 30, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 30, 1989

A COUNCIL RESOLUTION appointing Kevin J. Martin to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Kevin J. Martin

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1990. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.



February 27, 1989

Proposal No. 99, 1989, was retitled COUNCIL RESOLUTION NO. 31, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 31, 1989

A COUNCIL RESOLUTION appointing Robert E. Stewart to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Robert E. Stewart

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Proposal No. 122, 1989, was retitled COUNCIL RESOLUTION NO. 32, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 32, 1989

A COUNCIL RESOLUTION appointing Nellie J. Daniels to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Nellie J. Daniels

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1990. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 147, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$75,000 for the Department of Administration, Occupational and Community Services, to provide the City's portion of funding for the implementation of The Greater Indianapolis Commission of Youth"; and the President referred it to the Administration Committee.

PROPOSAL NO. 148, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$130,000 for the Department of Administration, Finance Division, to upgrade and replace the computer system serving Barrett Law and Licensing in the Controller's Office"; and the President referred it to the Administration Committee.

PROPOSAL NO. 149, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$29,200 for the Department of Administration, Purchasing Division, to place a Purchasing Agent in the Department of Transportation"; and the President referred it to the Administration Committee.

PROPOSAL NO. 150, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Milton

Booth to the Board of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 151, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$20,000 for the Department of Public Safety, Police Division, for the Victim Assistance program to produce a rape awareness video for educational purposes"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 152, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$235,140 for the Department of Public Works, Liquid Waste Processing Operations, to increase the level of departmental involvement in construction management and inspection and to increase the number of water shut-offs for past due accounts"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 153, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,905,869 for the Department of Public Works, Office of the Director, to make service fee payments as provided in the Service Agreement with Ogden Martin Systems"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 154, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$800,000 for the Department of Public Works, Office of the Director, to provide assistance to areas that are not able to afford sanitary sewer costs"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 155, 1989. Introduced by Councillors Gilmer and West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at Central Avenue and 57th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 156, 1989. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at Mud Creek Road and 86th Street"; and the President referred it to the Transportation Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 142, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 142, 1989, on February 8, 1989. The proposal is a special ordinance authorizing the City of Indianapolis to issue its Economic Development Water Facilities Revenue Bonds, Series 1989 (Indianapolis Water Company Project), in an aggregate principal amount not to exceed \$10,000,000 and approving and authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Brooks, for adoption. Proposal No. 142, 1989, was adopted on the following roll call vote; viz:

*22 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Holmes, Howard, Irvin, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

February 27, 1989

O NAYS

7 NOT VOTING: *Boyd, Giffin, Hawkins, Jones, McGrath, Mukes-Gaither, Williams*

Proposal No. 142, 1989, was retitled SPECIAL ORDINANCE NO. 3, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 3, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Water Facilities Revenue Bonds, Series 1989 (Indianapolis Water Company Project)," in an aggregate principal amount not to exceed \$10,000,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for the Indianapolis Water Company, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue code of 1986, as amended, on February 8, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by the Indianapolis Water Company (the "Company") which will be initially owned and operated by the Indianapolis Water Company complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens. The acquisition, installation, equipping, and/or renovation of the economic development facilities will take place in the following locations, all of which are located in Indianapolis, Indiana:

1. Fall Creek Station (4300 block of Allisonville Road);
2. Eagle Creek Station (West 56th Street and Reed Road);
3. South Well Field (Southport Road and Harding Street);
4. Fairwood and Castleton Districts (Fall Creek Road north of 79th Street);
5. Southeast County Station (Southeast Perry Township);
6. White River Station (950 West 16th Street);
7. Rockville Station (Holt Road and Rockville Road area);
8. Illinois Station (5800 North Illinois Street);
9. College Station (64th and College);
10. Crawfordsville Station (Country Club Road and State Road 136); and
11. South Arlington Booster Station (Shelbyville Road in the Southport District); and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Indenture of Trust, Loan Agreement, Guaranty Agreement, Underwriting Agreement, Preliminary Official Statement and the form of the City of Indianapolis, Indiana Economic Development Water Facilities Revenue Bonds, Series 1989 (Indianapolis Water Company Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company of the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.



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SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$10,000,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by the Indianapolis Water Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Underwriting Agreement at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any and at a stated per annum rate of interest not to exceed 12%. The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 143, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 143, 1989, on February 8, 1989. The proposal is a special ordinance authorizing the City of Indianapolis to issue its Multi-family Rental Housing Revenue Bonds, Series 1989 (Piccadilly Corporation Project), in an aggregate principal amount not to exceed \$1,450,000 and approving and authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 143, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*0 NAYS*

*2 NOT VOTING: Hawkins, Williams*

Proposal No. 143, 1989, was retitled SPECIAL ORDINANCE NO. 4, 1989, and reads as follows:



February 27, 1989

CITY-COUNTY SPECIAL ORDINANCE NO. 4, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Multifamily Rental Housing Revenue Bonds, Series 1989 (Piccadilly Corporation Project)," in an aggregate principal amount not to exceed \$1,450,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Piccadilly Corporation, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on February 8, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Piccadilly Corporation (the "Company") consisting of the acquisition, renovation, construction, installation and equipping of an eight (8) story apartment building located at 28 East 16th Street, Indianapolis, Indiana containing approximately 46,466 square feet and located on approximately 0.76 acres of land, which is currently being used as an apartment building, but which is in need of renovation and will continue to be used for apartments after renovation; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishings for use in the facilities (the "Project"); which will be initially owned and operated by Piccadilly Corporation complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Indenture of Trust, Financing Agreement, Regulatory Agreement, Bond Purchase Agreement, Preliminary Official Statement, and the form of the City of Indianapolis, Indiana Multifamily Rental Housing Revenue Bonds, Series 1989 (Piccadilly Corporation Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$1,450,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by Piccadilly Corporation to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, and indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Bond Purchase Agreement at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed eight and one-half percent (8.5%). The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk

and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council of the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 144, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 144, 1989, on February 8, 1989. The proposal is a special ordinance authorizing the City of Indianapolis to issue its Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project), in an aggregate principal amount not to exceed \$1,400,000 and approving and authorizing other actions in respect thereto. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 144, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

*1 NAY: Howard*

*2 NOT VOTING: Hawkins, Williams*

Proposal No. 144, 1989, was retitled SPECIAL ORDINANCE NO. 5, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 5, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project)" in an aggregate principal amount not to exceed \$1,400,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Marleigh Corporation, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on February 8, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Marleigh Corporation (the "Company") consisting of the acquisition, renovation, construction, installation and equipping of a six (6) story apartment building located at 1434 North Delaware Street, Indianapolis, Indiana containing approximately 32,230 square feet and located on approximately 0.76 acres of land, which is currently a vacant apartment building, is in need of renovation and will continue to be used for apartments after renovation; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishings for use in the facilities (the "Project"); which will be initially owned and operated by Marleigh Corporation complies with the purposes and provisions of Indiana Code 36-7-12 and Indiana Code 36-7-11.9 (collectively the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Indenture of Trust, Financing Agreement, Regulatory Agreement, Bond Purchase Agreement, Preliminary Official Statement, and the form of the City of Indianapolis, Indiana Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Docu-

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ments") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$1,400,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by Marleigh Corporation to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, and indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Bond Purchase Agreement at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed eight and one-half percent (8.5%). The use of an Official Statement is substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 145, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 145, 1989, on February 8, 1989. The proposal is a special ordinance authorizing the City of Indianapolis to issue its Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project) in an aggregate principal amount not to exceed \$1,750,000 and approving and authorizing other actions in respect thereto. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Stewart, for adoption. Proposal No. 145, 1989, was adopted on the following roll call vote; viz:



25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

0 NAYS

4 NOT VOTING: *Giffin, Hawkins, Mukes-Gaither, Williams*

Councillor Mukes-Gaither abstained due to a possible conflict of interest.

Proposal No. 145, 1989, was retitled SPECIAL ORDINANCE NO. 6, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 6, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project)" in the aggregate principal amount of One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a partnership for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project) in the aggregate principal amount of One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000) (the "Series 1989 Bonds") pursuant to the Trust Indenture dated as of February 1, 1989 (the "Indenture") between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee") in order to obtain funds to lend to Calderon Development Company, an Indiana general partnership (the "Company"), pursuant to the Loan Agreement, Mortgage and Security Agreement, and Financing Statement dated as of February 1, 1989 (the "Loan Agreement" or the "Mortgage") between the Issuer and the Company for the purpose of affecting a current refunding of Economic Development Revenue Bond, Series 1986 (Calderon Development Company Project) (collectively, the "Original Bond"), which was issued for the purpose of financing the cost of acquisition, construction, installation and equipping two (2) buildings, an adjacent parking lot, and a security fence on a twenty (20) acre parcel located in the 9700 block of East 30th Street, Indianapolis, Indiana, the main building containing office-warehouse and truck loading facilities and the secondary building containing fuel servicing equipment, light truck repair facilities, truck cleaning and vehicle storage facilities; the acquisition, construction, installation and equipping various site improvements at the facilities; and the acquisition and installation of machinery, equipment and furnishings for use in the facilities (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1989 Bonds and further provides (i) for the Company's repayment obligation to be evidenced by the Company's Note, Series 1989 (the "Series 1989 Note"), (ii) such loan and the Series 1989 Note to be secured by the lien and security interest therein provided for, (iii) for such loan and the Series 1989 Note to be further secured by the execution and delivery of the Conditional Assignment of Lease and Rentals between the Company and the Trustee (as defined in the Loan Agreement) and (iv) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Letter of Credit Reimbursement and Guaranty Agreement dated as of February 1, 1989 (the "Credit Agreement") among the Company, Calderon Brothers Vending Machines, Inc., and Bank One Indianapolis, NA; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Series 1989 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1989 Bonds which are payable solely and only out of the payments to be made by the Company with respect to the Series 1989 Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Credit Agreement; and



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WHEREAS, the Indianapolis Economic Development Commission on February 8, 1989 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the current refunding of the Original Bond which was issued to finance the Project which will continue to be owned by Calderon Development Company and continue to be leased to Calderon Brothers Vending Machines, Inc. pursuant to a lease entered into between such parties, as amended (the "Lease") complies with the purposes and provision of the Act and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Trust Indenture, 2) Loan Agreement, Mortgage, Security Agreement and Financing Statement, 3) Placement Agency Agreement, 4) Preliminary Private Placement Memorandum, 5) Lease, 6) Conditional Assignment of Lease and Rentals, 7) Letter of Credit Reimbursement and Guaranty Agreement (and the form of the Letter of Credit attached thereto as Exhibit A), 8) Rebate Agreement, and 9) the form of the City of Indianapolis Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents"), by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the current refunding of the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1989 Bonds, the loan of the net proceeds thereof to the Company for the purposes of affecting the current refunding financing of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Series 1989 Bonds in the aggregate principal amount of One Million Seven Hundred Fifty Thousand dollars (\$1,750,000) for the purpose of procuring funds to loan to the Company in order to affect a current refunding of the Original Bond which Series 1989 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Series 1989 Note in the principal amount of One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000) which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1989 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Series 1989 Bonds to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 8.0%. The use of a Private Placement Memorandum in substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Placement Agent designated in the Placement Agency Agreement in connection with the marketing of the Series 1989 Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1989 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1989 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1989 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Series 1989 Bonds and after the issuance of said Series 1989 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Series 1989 Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 146, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 146, 1989, on February 8, 1989. The proposal is a special resolution amending City-County Special Resolution No. 124, 1986, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds to extend the expiration date to August 31, 1989, for Thomas P. Sheehan. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Mukes-Gaither, for adoption. Proposal No. 146, 1989, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West*

0 NAYS

2 NOT VOTING: *Hawkins, Williams*

Proposal No. 146, 1989, was retitled SPECIAL RESOLUTION NO. 14, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 14, 1989

A SPECIAL RESOLUTION amending City-County Special Resolution No. 124, 1986, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 124, 1986, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of the City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Thomas P. Sheehan (the "Company") which Inducement Resolution set an expiration date of February 28, 1989 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution but the Company has shown good cause to extend the aforesaid expiration date; now therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of February 28, 1989 contained therein and replacing said date with the date of August 31, 1989.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 160 - 171, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on February 17, 1989". The Council did not schedule Proposal Nos. 160 - 171, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 160 - 171, 1989, were retitled REZONING ORDINANCE NOS. 49 - 60, 1989, and are identified as follows:

REZONING ORDINANCE NO. 49, 1989. 88-Z-147 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13

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6010 THOMAS ROAD, INDIANAPOLIS.

STANLEY MONTGOMERY, by Leonidas G. Condos, requests the rezoning of 1.0 acre, being in the SU-1 district, to the A-2 classification to conform zoning to existing residential use of the property.

REZONING ORDINANCE NO. 50, 1989. 88-Z-215 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

8002 EAST 86TH STREET (REAR), INDIANAPOLIS.

O'BRIAN INVESTMENTS CO., by John W. Van Buskirk, requests the rezoning of 0.72 acre, being in the D-2 district, to the C-S classification to provide for commercial development.

REZONING ORDINANCE NO. 51, 1989. 88-Z-267 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14

5950 BROOKVILLE ROAD, INDIANAPOLIS.

HARDEE'S FOOD SYSTEMS, INC., by Richard C. Krage, requests the rezoning of 0.50 acre, being in the D-5 district, to the C-3 classification to provide for use as a parking area.

REZONING ORDINANCE NO. 52, 1989. 88-Z-281 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14

6049 EAST WASHINGTON STREET, INDIANAPOLIS.

WILLIAM S. PRATHER requests the rezoning of 0.29 acre, being in the D-5 district, to the C-4 classification to comply with condition No. 3 of the use variance grant 88-UV1-147.

REZONING ORDINANCE NO. 53, 1989. 89-Z-4 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13

5358 VICTORY DRIVE, INDIANAPOLIS.

FRED B. LOTT requests the rezoning of 3.72 acres, being in the D-4 district, to the C-7 classification to permit outside sales of recreational vehicles.

REZONING ORDINANCE NO. 54, 1989. 89-Z-16 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4

2424 EAST 46TH STREET, INDIANAPOLIS.

THE METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.80 acre, being in the D-5 district, to the C-2 classification to conform with the Keystone Avenue Corridor Plan adopted August, 1986.

REZONING ORDINANCE NO. 55, 1989. 89-Z-31 (AMENDED) CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 9

604 EAST 38TH STREET, INDIANAPOLIS.

MARTIN LUTHER KING MULTI-SERVICE CENTER OF INDIANAPOLIS, INC., by Jeffrey D. Linton, requests the rezoning of 1.67 acres, being in the C-2 and D-5 districts, to the C-2 classification to provide for a staff parking lot for a senior citizens housing facility.

REZONING ORDINANCE NO. 56, 1989. 89-Z-33 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1

1602 WOODPOINTE DRIVE (EXTENDED), INDIANAPOLIS.

SEWARD WHITE, by William F. LeMond, requests the rezoning of 9.00 acres, being in the D-11 district, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 57, 1989. 89-Z-35 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

8320 U.S. 31, INDIANAPOLIS.

MIKE'S EXPRESS CARWASH, by Stephen D. Mears, requests the rezoning of 2.29 acres, being in the A-2 district, to the C-5 classification to provide for the construction of a car wash and other permitted uses.

REZONING ORDINANCE NO. 58, 1989. 89-Z-37 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4

8702 NORTH MERIDIAN STREET, INDIANAPOLIS.

AARON Y. COHEN, by Philip A. Nicely, requests the rezoning of 2.00 acres, being in the D-2 and D-P districts, to the C-1 classification to provide for the construction of three office buildings.

REZONING ORDINANCE NO. 59, 1989. 89-Z-38 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20

2402 SOUTH CALIFORNIA STREET, INDIANAPOLIS.

CARTER TRUCK LINES, INC., by Burnett Caudill, requests the rezoning of 1.80 acres, being in the D-5 district, to the I-3-U classification to provide for industrial uses.

REZONING ORDINANCE NO. 60, 1989. 89-Z-45 (89-DP-4) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3

6703 SARGENT ROAD, INDIANAPOLIS.

KNOLLWOOD DEVELOPMENT CORP., by James L. Tuohy, requests the rezoning of 34.45 acres, being in the D-S and SU-34 districts, to the D-P classification to provide for single-family residential development.



## **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NOS. 124 and 125, 1989. Councillor Clark reported that Proposal Nos. 124 and 125, 1989, are rezoning ordinances that were scheduled for public hearing. He indicated that the rezoning ordinances are dealing with an area of land in Franklin Township where Dura Builders would like to build single-family and multi-family housing. Many residents in the surrounding areas oppose this rezoning.

Tom Blankenship, attorney for the petitioner, indicated that Dura Builders proposed to build 3.5 units per acre on the single-family lots and 5.8 units per acre on the multi-family lots. He indicated that the rezoning ordinances were approved by the Metropolitan Development Commission in January, 1989, by a 6-1 vote. He explained that the rezoning cases involve 45 acres in Franklin Township that were not on the tax rolls for years. He explained the land is up against a residential area, therefore, it is not beneficial for industry. He stated that the Commission believes that the land is best suited for residential purposes.

Dennis Everts, representing the remonstrators, indicated that if Franklin Township continues to develop houses at the rate it is going the Township will fail. He explained that the major problem concerning these housing projects is the taxes that will be paid. The price and taxes of the homes being built would not make up the difference of the increase in taxes in the whole for the entire Township; especially for the school taxes because of all the children that would come into the Township.

Jeff Hughs, resident, stated that 17 homes in the Far Hill Downs subdivision have gone up for sale since the rezoning cases have begun.

Kathy Williams, resident, stated that she resents more housing being developed in that area. She indicated that there are only three fire departments trying to service all the homes in Franklin Township. There are also very few parks in the Township where children can play. She is concerned that with more housing being developed, it will make the existing problems even worse.

Debbie Smith, resident, indicated that Arlington Elementary is one mile from this area and that it is already overcrowded and undersupplied. The school could not adequately handle any more children from these housing projects.

Robert Sauders spoke on behalf of his mother whose property is up against the area under consideration. He indicated that there is already a storm drainage problem and he is afraid this construction would make it worse. Also, there is a woods on his mother's property; she is afraid the children playing in the woods might get hurt, because there is no place around there for the children to play.

Mr. Everts, explained that if these homes are allowed to develop, a "catch-22" would result, and the Township would fail. He indicated that many people would move out of the area, because they would not be able to pay the taxes.

Councillor Curry asked those residents who were present if they would prefer light industry in that area instead. They indicated that they would rather have the light industry compared to more houses developed.



Councillor Brooks encouraged the Council to defeat the two rezoning ordinances. All of the residents in attendance shows that there is a number of people in that area who oppose this.

Councillor Brooks moved, seconded by Councillor Clark, the question on Proposal Nos. 124 and 125, 1989. Proposal Nos. 124 and 125, 1989, were defeated on the following roll call vote; viz:

*2 YEAS: Boyd, Hawkins*

*27 NAYS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

PROPOSAL NO. 115, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 115, 1989, on February 20, 1989. The proposal proposes an ordinance of the Marion County Income Tax Council to increase the County Option Income Tax. By a 3-1-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. The President passed the gavel to Councillor West, the Majority Leader, in order to read a letter he received from the Mayor. The Mayor stated in the letter that rather than struggling with the problem of cutting services or raising taxes a third alternative of saving money could be met by streamlining current operations. This alternative could be broken down into three components: (1) cost containment measures; (2) privatization; and (3) possible restructuring initiatives. The Mayor would hope that local government might be streamlined and costs contained as the City seeks to deliver basic services to the people. He suggested a Committee be established (which would consist of three City-County Councillors, three representatives from city and county government, six outside business-oriented persons who would be nominated by various groups, and one person appointed as chair) to address these issues and possibly engage volunteer and professional consultants to help with these issues.

Councillor SerVaas indicated that Uni-Gov has been operating for almost 20 years and he believes that unified government has been very beneficial to Indianapolis. He stated that if the C.O.I.T. tax is to be increased, the Mayor needs to re-examine local government and streamlining areas could help drastically.

Councillor Dowden read a letter from County Prosecutor Stephen Goldsmith stating that he opposes the increase in C.O.I.T.

The President called for public testimony at 9:30 p.m.

Carl Moldthan, Indianapolis Taxpayers Association, distributed a handout to the Councillors showing their votes on various taxes that have passed since 1976, and how much the average household could expect to pay in 1989.

Councillors Stewart, Holmes, Clark and Schneider disagreed and questioned Mr. Moldthan about the figures he presented.

Councillor SerVaas read a letter from a resident in his district stating that he is in full support of the County Option Income Tax being increased, because it would benefit the City.

Councillor Gilmer explained that in 1984 C.O.I.T. was established to keep the property tax down. Because it does help reduce the property tax, it is a good tax and should be supported.

Councillor Borst stated there are two choices to be made, either defeat the C.O.I.T. increase and "scale back" because the City does not have the proper funds, or adopt the C.O.I.T. increase and allow the City to continue to grow in the direction it has been. He indicated that the Mayor could re-evaluate City government and see how many employees are necessary; for example, combine some jobs together. Another area to be stressed is that if the Council adopts the increase in C.O.I.T., they should not allow the property tax to increase when they approve the Annual Budget in September.

Councillor Howard expressed his support for the tax because the money is going for the Police Department. Also if it is approved, property tax will not increase.

Councillor Coughenour stated that asking for more money is never an easy thing to do. People have to realize that more money is usually needed to run a good and efficient "business" with the City included.

Councillors Moriarty and Golc expressed their opposition to raising the tax with the view "enough is enough".

Councillor Boyd stated that he will be voting for this proposal; however, with great reluctance.

Councillor Giffin expressed his opposition to the tax. In general, it is a very good tax; however, since it began in 1984 the money has not always been used for what it was suppose to be used for, and the Council did not stop increasing the tax when they said they would. He indicated that this City administration has raised taxes now for the nineteenth time and people are beginning to view this Administration as "tax-increasers".

Councillor Irvin said that he believes the Council should have more information about certain appropriations, and he will support this increase on the condition that in the future appropriations and programs needed for the City be re-evaluated.

Councillor Williams expressed her opposition to the increase because none of the money is going for the police pension fund. She believes that the pension fund will be a major issue in about eight years and the City should begin preparing for it.

Councillors Schneider and Durnil both stated their opposition to this tax increase.

There being no further testimony, Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption of Proposal No. 115, 1989. Proposal No. 115, 1989, was adopted on the following roll call vote; viz:

*20 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Strader, West*  
*9 NAYS: Dowden, Dumil, Giffin, Golc, McGrath, Moriarty, Schneider, Stewart, Williams*

Proposal No. 115, 1989, was retitled SPECIAL RESOLUTION NO. 15, 1989, and reads as follows:

February 27, 1989

CITY-COUNTY SPECIAL RESOLUTION NO. 15, 1989

A SPECIAL RESOLUTION of the City-County Council of the City of Indianapolis and of Marion County, Indiana proposing an ordinance of the Marion County Income Tax Council increasing the County Option Income Tax, and casting votes of the City-County Council on said ordinance.

WHEREAS, I.C. 6-3.5-6-2 established the Marion County Income Tax Council; and

WHEREAS, the members of the Marion County Income Tax Council are the City-County Council of the City of Indianapolis and of Marion County, the City Council of Beech Grove, the City Council of the City of Lawrence, the City Council of Southport, and the Town Board of Speedway; and

WHEREAS, I.C. 6-3.5-6-8 permits the County Income Tax Council to impose a county option income tax on county taxpayers; and

WHEREAS, The Marion County Income Tax Council imposed the county option income tax in 1984; and

WHEREAS, I.C. 6-3.5-6-9 provides that the County Income Tax Council may adopt an ordinance increasing the county option income tax when the rate for resident county taxpayers equals six-tenths of one percent (0.6%); and

WHEREAS, the City-County Council, as a member of the Marion County Income Tax Council, may propose such an ordinance; and

WHEREAS, the tax rate currently in effect for resident county taxpayers is six-tenths of one percent (0.6%); and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County wishes to propose an ordinance of the Marion County Income Tax Council to increase the county option income tax; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council proposes an ordinance of the Marion County Income Tax Council increasing the county option income tax.

SECTION 2. The City-County Council casts its 92.99 votes in favor of the proposed ordinance of the Marion County Income Tax Council which ordinance is attached hereto.

SECTION 3. That the City Clerk of the City of Indianapolis is hereby ordered to deliver an original executed copy of this Resolution and the proposed ordinance of the Marion County Income Tax Council to the Auditor of Marion County forthwith so that the County Auditor shall deliver copies of said proposed ordinance to other members of the County Income Tax Council, namely, the City Council of the City of Beech Grove, City Council of the City of Lawrence, Town Board of the Town of Speedway and the City Council of the City of Southport, after receipt from the City Clerk and so that the other members of the Marion County Income Tax Council shall, after receipt from the County Auditor, vote on said proposed ordinance.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

AN ORDINANCE OF THE MARION COUNTY INCOME TAX  
COUNCIL INCREASING THE COUNTY OPTION INCOME TAX

WHEREAS, I.C. 6-3.5-6-2 established the Marion County Income Tax Council; and

WHEREAS, the members of the Marion County Income Tax Council are the City-County Council of the City of Indianapolis and of Marion County, the City Council of Beech Grove, the City Council of the City of Lawrence, the City Council of Southport, and the Town Board of Speedway; and

WHEREAS, I.C. 6-3.5-6-8 permits the County Income Tax Council to impose a county option income tax on county taxpayers; and

WHEREAS, the Marion County Income Tax Council imposed the county option income tax in 1984; and

WHEREAS, I.C. 6-3.5-6-9 provides that the County Income Tax Council may adopt an ordinance increasing the county option income tax when the rate for resident county taxpayers equals six-tenths of one percent (0.6%); and

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WHEREAS, the tax rate currently in effect for resident county taxpayers is six-tenths of one percent (0.6%); and

WHEREAS, the Marion County Income Tax Council wishes to increase the county option income tax; and

WHEREAS, the Marion County Income Tax Council must adopt an ordinance increasing the county option income tax on or before April 1, 1989; now, therefore:

**BE IT ORDAINED BY THE MARION COUNTY  
INCOME TAX COUNCIL**

SECTION 1. The county option income tax is increased for Marion County taxpayers. The rate imposed for resident county taxpayers equals seven-tenths of one percent (0.7%). The rate imposed for all other county taxpayers equals one hundred seventy-five thousandths of one percent (0.175%). This rate takes effect July 1, 1989.

SECTION 2. The tax rate for subsequent years is as follows:

	<u>Resident County Taxpayers</u>	<u>All Other County Taxpayers</u>
July 1, 1990 to July 30, 1991	0.8%	0.2%
July 1, 1991 to June 30, 1992	0.9%	0.225%
July 1, 1992 to June 30, 1993 and subsequent years.	1.0%	.25%

SECTION 3. This ordinance shall be in full force and effect on and after the first day of July, 1989.

ATTEST:

CITY-COUNTY COUNCIL OF THE CITY OF  
INDIANAPOLIS AND OF MARION COUN-  
TY, INDIANA

\_\_\_\_\_  
President, casting 92.99 votes

\_\_\_\_\_  
Clerk, City of Indianapolis

ATTEST:

CITY COUNCIL OF THE CITY OF  
BEECH GROVE, INDIANA

\_\_\_\_\_  
President, casting 1.72 votes

\_\_\_\_\_  
Clerk, City of Beech Grove

ATTEST:

CITY COUNCIL OF THE CITY OF  
LAWRENCE, INDIANA

\_\_\_\_\_  
President, casting 3.34 votes

\_\_\_\_\_  
Clerk, City of Lawrence

ATTEST:

CITY COUNCIL OF THE CITY OF  
SOUTHPORT, INDIANA

\_\_\_\_\_  
President, casting .03 votes

\_\_\_\_\_  
Clerk, City of Southport

ATTEST:

TOWN BOARD OF SPEEDWAY, INDIANA

\_\_\_\_\_  
President, casting 1.65 votes



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Clerk, Town Board of Speedway

PROPOSAL NO. 116, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 116, 1989, on February 20, 1989. The proposal proposes an ordinance of the Marion County Income Tax Council to increase the local percentage credit allowed for homesteads to four percent. By a 3-1-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden moved, seconded by Councillor Schneider, to amend Proposal No. 116, 1989, by raising the homestead credit from four percent to six percent.

Councillor West indicated his opposition to the amendment.

Councillor Curry expressed his support for the amendment. He believes this would be very beneficial especially for those people who are on fixed income.

The amendment was defeated on the following roll call vote; viz:

*13 YEAS: Borst, Boyd, Clark, Dowden, Dumil, Giffin, Golc, Moriarty, Rhodes, Schneider, SerVaas, Stewart, Williams*

*16 NAYS: Brooks, Cottingham, Coughenour, Curry, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Shaw, Solenberg, Strader, West*

Councillor McGrath moved, seconded by Councillor Schneider, to amend Proposal No. 116, 1989, by raising the homestead credit from four percent to five percent. The amendment was adopted on the following roll call vote; viz:

*19 YEAS: Borst, Boyd, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Irvin, Moriarty, Rhodes, Schneider, SerVaas, Stewart, Strader, Williams*

*10 NAYS: Brooks, Cottingham, Holmes, Howard, Jones, McGrath, Mukes-Gaither, Shaw, Solenberg, West*

There being no further testimony, Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption of Proposal No. 116, 1989. Proposal No. 116, 1989, As Amended, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Stewart, Strader, West, Williams*

*3 NAYS: Holmes, Shaw, Solenberg*

Proposal No. 116, 1989, As Amended, was retitled SPECIAL RESOLUTION NO. 16, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 16, 1989

A SPECIAL RESOLUTION of the City-County Council of the City of Indianapolis and of Marion County, Indiana proposing an ordinance of the Marion County Income Tax Council increasing the percentage credit allowed for homesteads and casting votes of the City-County Council on said ordinance.

WHEREAS, I.C. 6-3.5-6-2 established the Marion County Income Tax Council; and

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WHEREAS, the members of the Marion County Income Tax Council are the City-County Council of the City of Indianapolis and of Marion County, the City Council of Beech Grove, the City Council of the City of Lawrence, the Town Board of the Town of Speedway, and the City Council of the City of Southport; and

WHEREAS, during the 1984 General Assembly the law governing percentage credits allowed for homestead exemptions was amended to allow a two percent (2%) credit during 1985 and a four percent (4%) credit during 1986 and thereafter unless said credits are increased by ordinance of the County Income Tax Council; and

WHEREAS, the City-County Council by Special Resolution No. 42, 1984, voted to increase the homestead credit by two percent (2%); and

WHEREAS, the City-County Council by Special Resolution No. 28, 1988, voted to increase the homestead credit by one percent (1%) to a total of three percent (3%); and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County wishes to increase the percentage credit allowed for homesteads by an additional two percent (2%); now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. That the City-County Council proposes an ordinance of the Marion County Income Tax Council increasing the local percentage credit allowed for homesteads from three percent (3%) to five percent (5%), a copy of which proposed ordinance is attached hereto.

SECTION 2. That the City-County Council casts its 92.99 votes for the proposed ordinance of the Marion County Income Tax Council which ordinance is attached hereto.

SECTION 3. That the City Clerk of the City of Indianapolis is hereby ordered to deliver an original executed copy of this Resolution and the proposed ordinance of the Marion County Income Tax Council to the Auditor of Marion County forthwith so that the County Auditor shall deliver copies of said proposed ordinance to other members of the County Income Tax Council, namely, the City Council of the City of Beech Grove, City Council of the City of Lawrence, Town Board of the Town of Speedway and the City Council of the City of Southport, after receipt from the City Clerk and so that the other members of the Marion County Income Tax Council shall, after receipt from the County Auditor, vote on said proposed ordinance.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**AN ORDINANCE OF THE MARION COUNTY INCOME TAX COUNCIL  
INCREASING THE PERCENTAGE CREDIT ALLOWED FOR HOMESTEADS**

WHEREAS, I.C. 6-3.5-6-2 established the Marion County Income Tax Council; and

WHEREAS, the members of the Marion County Income Tax Council are the City-County Council of the City of Indianapolis and of Marion County, the City Council of Beech Grove, the City Council of the City of Lawrence, the Town Board of the Town of Speedway, and the City Council of the City of Southport; and

WHEREAS, during the 1984 General Assembly the law governing percentage credits allowed for homestead exemptions was amended to allow a two percent (2%) credit during 1985 and a four percent (4%) credit during 1986 and thereafter unless said credits are increased by ordinance of the County Income Tax Council; and

WHEREAS, the Marion County Income Tax Council in 1984 increased the percentage credit allowed for homestead exemptions by two percent (2%); and

WHEREAS, the Marion County Income Tax Council in 1988 increased the percentage credit allowed for homestead exemptions by an additional one percent (1%); and

WHEREAS, such an ordinance of the Marion County Income Tax Council must be passed on or before June 1, 1988; now, therefore:

**BE IT RESOLVED BY THE MARION COUNTY  
INCOME TAX COUNCIL:**

SECTION 1. The percentage credit for homesteads, as provided by I.C. 6-1.1-20.9-2 is increased by the Marion County Income Tax Council for all eligible homesteads in the County for the calendar year 1989 and thereafter to five percent (5%) local and four percent (4%) state.

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SECTION 2. The percentage credit for homesteads under Section 1 of this ordinance is the sum of the percentage credit allowed by I.C. 6-1.1-20.9 plus the additional percentage credit authorized by the Marion County Income Tax Council.

SECTION 3. This ordinance shall be in full force and effect on and after the first day of January, 1990.

SECTION 4. This ordinance expires December 31, 1992.

ATTEST:

CITY-COUNTY COUNCIL OF THE CITY OF  
INDIANAPOLIS AND OF MARION COUN-  
TY, INDIANA

\_\_\_\_\_  
President, casting 92.99 votes

\_\_\_\_\_  
Clerk, City of Indianapolis

ATTEST:

CITY COUNCIL OF THE CITY OF  
BEECH GROVE, INDIANA

\_\_\_\_\_  
President, casting 1.72 votes

\_\_\_\_\_  
Clerk, City of Beech Grove

ATTEST:

CITY COUNCIL OF THE CITY OF  
LAWRENCE, INDIANA

\_\_\_\_\_  
President, casting 3.34 votes

\_\_\_\_\_  
Clerk, City of Lawrence

ATTEST:

CITY COUNCIL OF THE CITY OF  
SOUTHPORT, INDIANA

\_\_\_\_\_  
President, casting .03 votes

\_\_\_\_\_  
Clerk, City of Southport

ATTEST:

TOWN BOARD OF SPEEDWAY, INDIANA

\_\_\_\_\_  
President, casting 1.65 votes

\_\_\_\_\_  
Clerk, Town Board of Speedway

PROPOSAL NO. 104, 1989. Councillor Durnil reported that the Parks and Recreation Committee has not heard Proposal No. 104, 1989. He requested that Proposal No. 104, 1989 be postponed until the next meeting. Without objection, the proposal was postponed.

PROPOSAL NO. 105, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 105, 1989, on February 2, 1989. The proposal appropriates \$75,000 for the Department of Parks and Recreation, Administration Division, to supplement the management of the Department to enable it to improve its business operations. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Brooks voiced his concerns about the proposal. He stated that more information concerning the matter was needed and that it was too early to vote on the proposal.

The President called for public testimony at 10:43 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 105, 1989, was adopted on the following roll call vote; viz:

16 YEAS: Borst, Clark, Curry, Dowden, Durnil, Gilmer, Howard, Irvin, Jones, Mukes-Gaither, Rhodes, SerVaas, Solenberg, Stewart, Strader, West

11 NAYS: Boyd, Brooks, Cottingham, Coughenour, Golc, Hawkins, Holmes, McGrath, Moriarty, Shaw, Williams

2 NOT VOTING: Giffin, Schneider

Proposal No. 105, 1989, was retitled FISCAL ORDINANCE NO. 18, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 18, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to supplement the management of the Department to enable it to improve its business operations.

SECTION 2. The sum of Seventy-five Thousand Dollars (\$75,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION  
ADMINISTRATION DIVISION

	<u>PARK GENERAL FUND</u>
1. Personal Services	\$47,084
2. Supplies	3,000
3. Other Services & Charges	22,916
4. Capital Outlay	<u>2,000</u>
TOTAL INCREASE	\$75,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$75,000</u>
TOTAL REDUCTION	\$75,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 106, 1989. Councillor Durnil reported that the Parks and Recreation Committee has not heard Proposal No. 106, 1989. He requested that Proposal No. 106, 1989, be postponed until the next meeting. Without objection, the proposal was postponed.

PROPOSAL NO. 107, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 107, 1989, on February 15, 1989. The proposal appropriates \$378,250 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to lease/purchase communication equipment for a short-term radio system fix. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.



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The President called for public testimony at 10:46 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 107, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Giffin, Hawkins, Schneider*

Proposal No. 107, 1989, was retitled FISCAL ORDINANCE NO. 19, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 19, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Seventy-eight Thousand Two Hundred Fifty Dollars (\$378,250) in the Metropolitan Emergency Communications Fund for purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, for lease/purchase of communication equipment and a radio system fix.

SECTION 2. The sum of Three Hundred Seventy-eight Thousand Two Hundred Fifty Dollars (\$378,250) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY  
METROPOLITAN EMERGENCY  
COMMUNICATIONS AGENCY

4. Capital Outlay

TOTAL INCREASE

METROPOLITAN EMERGENCY  
COMMUNICATIONS FUND

\$378,250

\$378,250

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Metropolitan Emergency Communications Fund  
TOTAL REDUCTION

METROPOLITAN EMERGENCY  
COMMUNICATIONS FUND

\$378,250

\$378,250

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 108, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 108, 1989, on February 8, 1989. The proposal appropriates \$8,850 for the Superior Court, Juvenile Division, to appropriate Street Law for 1989. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:49 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 108, 1989, was adopted on the following roll call vote; viz:

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26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams

1 NAY: Schneider

2 NOT VOTING: Giffin, Howard

Proposal No. 108, 1989, was retitled FISCAL ORDINANCE NO. 20, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 20, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Thousand Eight Hundred Fifty Dollars (\$8,850) in the County Grant Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (jj) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Juvenile Division, to appropriate Street Law for 1989.

SECTION 2. The sum of Eight Thousand Eight Hundred Fifty Dollars (\$8,850) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT  
JUVENILE DIVISION

- 1. Personal Services
- 2. Supplies

COUNTY GRANT FUND

\$7,800  
461

COUNTY AUDITOR

- 31. Personal Services (Fringes)
- TOTAL INCREASE

589  
\$8,850

SECTION 4. The said additional appropriations are funded by the following reductions:

COUNTY GRANT FUND

Unappropriated and Unencumbered  
County Grant Fund  
TOTAL REDUCTION

\$8,850  
\$8,850

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 109, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 109, 1989, on February 8, 1989. The proposal appropriates \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau. With an 8-0 vote, the Committee postponed the proposal. Councillor Dowden requested the proposal to be postponed until the next meeting. Without objection, Proposal No. 109, 1989, was postponed.

PROPOSAL NO. 110, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 110, 1989, on February 9, 1989. The proposal appropriates \$2,968,008 for the Department of Public Works, Flood Control Division, to relieve drainage problems in neighborhoods. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

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The President called for public testimony at 10:50 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 110, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

2 NAYS: *Durnil, Schneider*

1 NOT VOTING: *Giffin*

Proposal No. 110, 1989, was retitled FISCAL ORDINANCE NO. 21, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 21, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Nine Hundred Sixty-eight Thousand Eight Dollars (\$2,968,008) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Flood Control Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Flood Control Division, to provide assistance to relieve drainage problems in neighborhoods.

SECTION 2. The sum of Two Million Nine Hundred Sixty-eight Thousand Eight Dollars (\$2,968,008) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS	CITY CUMULATIVE CAPITAL
<u>FLOOD CONTROL DIVISION</u>	<u>DEVELOPMENT FUND</u>
2. Supplies	\$ 275,000
3. Other Services & Charges	2,543,008
4. Capital Outlay	<u>150,000</u>
TOTAL INCREASE	\$2,968,008

SECTION 4. The said additional appropriations are funded by the following reductions:

	CITY CUMULATIVE CAPITAL
	<u>DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	<u>\$2,968,008</u>
TOTAL REDUCTION	\$2,968,008

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-14.

PROPOSAL NO. 111, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 111, 1989, on February 9, 1989. The proposal appropriates \$2,348,780 for the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Coughenour requested that this proposal be sent to the Public Safety and Criminal Justice Committee. She explained that the figures that were presented to the

Public Works Committee were incorrect. The figures were from 1986 and the number of animals have increased since then; therefore, the proposal will need to be re-evaluated. She indicated that since the Public Safety and Criminal Justice Committee has jurisdiction over animal control, she requested that they hear this proposal. Without objection, Proposal No. 111, 1989, was referred to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 112, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 112, 1989, on February 9, 1989. The proposal appropriates \$1,004,360 for the Department of Public Works, Administration Division, to provide assistance to areas that are unable to afford the cost of sewers. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:55 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 112, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams  
3 NAYS: Curry, Durnil, Schneider  
2 NOT VOTING: Dowden, Giffin

Proposal No. 112, 1989, was retitled FISCAL ORDINANCE NO. 22, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 22, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Four Thousand Three Hundred Sixty Dollars (\$1,004,360) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Administration Division, to provide assistance to areas that are unable to afford the costs of sewers.

SECTION 2. The sum of One Million Four Thousand Three Hundred Sixty Dollars (\$1,004,360) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS  
ADMINISTRATION DIVISION  
3. Other Services & Charges  
TOTAL INCREASE

CITY CUMULATIVE CAPITAL  
DEVELOPMENT FUND  
\$1,004,360  
\$1,004,360

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
City Cumulative Capital Development Fund

CITY CUMULATIVE CAPITAL  
DEVELOPMENT FUND  
\$1,004,360



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TOTAL REDUCTION

\$1,004,360

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 113, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 113, 1989, on February 9, 1989. The proposal appropriates \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations, for maintenance, refurbishment and improvement of the infrastructure used in collection and transporting wastewater. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:59 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Brooks, for adoption. Proposal No. 113, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

1 NAY: *Dumil*

3 NOT VOTING: *Dowden, Giffin, Schneider*

Proposal No. 113, 1989, was retitled FISCAL ORDINANCE NO. 23, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 23, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Two Hundred Thousand Dollars (\$1,200,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Liquid Waste Processing Operations, for maintenance, refurbishment, and improvement of the infrastructure used in collection and transporting wastewater.

SECTION 2. The sum of One Million Two Hundred Thousand Dollars (\$1,200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS

LIQUID WASTE PROCESSING OPERATIONS

3. Other Services & Charges

TOTAL INCREASE

SANITATION GENERAL FUND

\$1,200,000

\$1,200,000

SECTION 4. The said additional appropriations are funded by the following reductions:

SANITATION GENERAL FUND

Unappropriated and Unencumbered

Sanitation General Fund

TOTAL REDUCTION

\$1,200,000

\$1,200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 114, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 114, 1989, on February 9, 1989. The proposal ap-

appropriates \$2,255,000 for the Department of Public Works, Liquid Waste Processing Operations, to complete the base map conversion and to purchase required computer hardware. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 11:01 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Brooks, for adoption. Proposal No. 114, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

1 NAY: *Dumil*

4 NOT VOTING: *Borst, Dowden, Giffin, Schneider*

Proposal No. 114, 1989, was retitled FISCAL ORDINANCE NO. 24, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 24, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Two Hundred Fifty-five Thousand Dollars (\$2,255,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Liquid Waste Processing Operations, to complete the base map conversion and the purchase of required computer hardware.

SECTION 2. The sum of Two Million Two Hundred Fifty-five Thousand Dollars (\$2,255,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS

LIQUID WASTE PROCESSING OPERATIONS

3. Other Services & Charges

4. Capital Outlay

TOTAL INCREASE

SANITATION GENERAL FUND

\$1,755,000

500,000

\$2,255,000

SECTION 4. The said additional appropriations are funded by the following reductions:

SANITATION GENERAL FUND

Unappropriated and Unencumbered

Sanitation General Fund

TOTAL REDUCTION

\$2,255,000

\$2,255,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 118 and 119, 1989. Councillor McGrath reported that the Transportation Committee heard Proposal Nos. 118 and 119, 1989, on February 15, 1989. PROPOSAL NO. 118, 1989, appropriates \$1,106,345 for the Department of Transportation, Administration Division, for various projects planned for construction. PROPOSAL NO. 119, 1989, appropriates \$2,604,481 for the Department of Transportation, Administration Division, for various projects planned for construction. By 4-0

votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor McGrath moved, seconded by Councillor Curry, to amend Proposal No. 118, 1989, by adding a new SECTION 5 to read as follows: "The Department of Transportation appropriates the Consolidated County Cumulative Capital Development Fund by project. The list of projects provided by the Department of Transportation for each fund are the only projects that can be funded by the Cumulative Funds. Any additional projects would have to be approved by the Council."

Councillor McGrath moved, seconded by Councillor Curry, to amend Proposal No. 119, 1989, by adding a new SECTION 5 to read as follows: "The Department of Transportation appropriates the City Cumulative Capital Development Fund by project. The list of projects provided by the Department of Transportation for each fund are the only projects that can be funded by the Cumulative Funds. Any additional projects would have to be approved by the Council."

Without objection, the amendments for Proposal No. 118 and 119, 1989, were adopted.

The President called for public testimony at 11:09 p.m. There being no one present to testify, Councillor McGrath moved, seconded by Councillor Curry, for adoption of Proposal Nos. 118 and 119, 1989, As Amended. Proposal No. 118, 1989, As Amended, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Giffin, Holmes, Schneider, SerVaas*

Proposal No. 118, 1989, was retitled FISCAL ORDINANCE NO. 25, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 25, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million One Hundred Six Thousand Three Hundred Forty-five Dollars (\$1,106,345) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Transportation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Transportation, Administration Division, for various projects planned for construction.

SECTION 2. The sum of One Million One Hundred Six Thousand Three Hundred Forty-five Dollars (\$1,106,345) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

CONSOLIDATED COUNTY CUMULATIVE  
CAPITAL DEVELOPMENT FUND

\$1,106,345  
\$1,106,345



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SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>CONSOLIDATED COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
Consolidated County Cumulative	
Capital Development Fund	<u>\$1,106,345</u>
TOTAL REDUCTION	\$1,106,345

SECTION 5. The Department of Transportation appropriates the Consolidated County Cumulative Capital Development Fund by project. This list of projects provided by the Department of Transportation for each fund are the only projects that can be funded by the Cumulative Fund. Any additional projects would have to be approved by the Council.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 119, 1989, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Giffin, Gilmer, Hawkins, Schneider*

Proposal No. 119, 1989, was retitled FISCAL ORDINANCE NO. 26, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 26, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Six Hundred Four Thousand Four Hundred Eighty-one Dollars (\$2,604,481) in the City Cumulative Capital Development Fund for purposes of the Department of Transportation, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Transportation, Administration Division, for various projects planned for construction.

SECTION 2. The sum of Two Million Six Hundred Four Thousand Four Hundred Eighty-one Dollars (\$2,604,481) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF TRANSPORTATION	CITY CUMULATIVE CAPITAL
<u>ADMINISTRATION DIVISION</u>	<u>DEVELOPMENT FUND</u>
4. Capital Outlay	<u>\$2,604,481</u>
TOTAL INCREASE	\$2,604,481

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>CITY CUMULATIVE CAPITAL DEVELOPMENT FUND</u>
Unappropriated and Unencumbered	
City Cumulative Capital Development Fund	<u>\$2,604,481</u>
TOTAL REDUCTION	\$2,604,481



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SECTION 5. The Department of Transportation appropriates the City Cumulative Capital Development Fund by project. This list of projects provided by the Department of Transportation for each fund are the only projects that can be funded by the Cumulative Fund. Any additional projects would have to be approved by the Council.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### **SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 40, 1989. Councillor McGrath reported that the Transportation Committee heard Proposal No. 40, 1989, on January 18, 1989. The proposal amends the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath stated that this proposal is still under further study and asked that it be postponed until the next meeting. Without objection, Proposal No. 40, 1989, was postponed.

### **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 71, 1989. Councillors Strader along with the other sponsors, Councillors Clark and Coughenour, reported that the Transportation Committee heard Proposal No. 71, 1989, on February 15, 1989. The proposal requests the Transportation Department, Traffic Engineering Division, prepare and present to the Transportation Committee a Left Turn Phasing Study on Emerson Avenue and Raymond Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Strader moved, seconded by Councillor Coughenour, for adoption. Proposal No. 71, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Durnil, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Brooks, Dowden, Giffin, Holmes, Schneider*

Proposal No. 71, 1989, was retitled COUNCIL RESOLUTION NO. 33, 1989, and reads as follows:

#### **CITY-COUNTY COUNCIL RESOLUTION NO. 33, 1989**

A COUNCIL RESOLUTION requesting the Traffic Engineering Division of the Department of Transportation prepare and present to the Transportation Committee a Left Turn Phasing Study on Emerson Avenue and Raymond Street.

WHEREAS, the Traffic Engineering Division of the Department of Transportation was asked by Councillors Clark, Coughenour and Strader to perform a Left Turn Phasing Study of the intersection of Emerson Avenue and Raymond Street; and

WHEREAS, said Left Turn Phasing Study has not been completed or presented to the requesting Councillors; now, therefore:

#### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Traffic Engineering Division of the Department of Transportation shall conduct and complete a Left Turn Phasing Study of the intersection of Emerson Avenue and Raymond Street.

SECTION 2. The Traffic Engineering Division of the Department of Transportation shall present to the City-County Council Transportation Committee at its next regularly scheduled meeting the results of the Left Turn Phasing Study with recommendations.

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SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 64, 1989. Councillor Borst reported that the Administration and Metropolitan Development Committee in a joint meeting heard Proposal No. 64, 1989, on February 27, 1989. The proposal approves a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market. By a 16-0 vote, the two Committees reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Coughenour, for adoption.

Councillor Durnil stated his opposition to the lease because the rent is only one dollar a year. He believes that this is irresponsible.

Councillor Coughenour explained that the main intention of the lease is to simply keep the City Market as it is.

Councillor Curry asked if there will be a conflict with Don McPherson being on the City Market Board and also signing the lease to the Market. Fred Armstrong, City Controller, clarified that Mr. McPherson will abstain from the lease proceedings while he serves on the board.

President SerVaas stated that the Market had at one time been a disgrace to the City, and this is one step in the right direction to improve the Market.

Proposal No. 64, 1989, was adopted on the following roll call vote; viz:

*20 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Williams*

*1 NAY: Durnil*

*8 NOT VOTING: Boyd, Dowden, Giffin, Hawkins, McGrath, Schneider, Strader, West*

Proposal No. 64, 1989, was retitled SPECIAL RESOLUTION NO. 17, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 17, 1989

A SPECIAL RESOLUTION approving a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council pursuant to Section 2-230(1)(d) of the "Code of Indianapolis and Marion County, Indiana", hereby approves the terms of a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market, as set forth in Exhibit A, attached hereto and incorporated herein by reference.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

LEASE AGREEMENT

THIS LEASE AGREEMENT, made this 1st day of March, 1989, by and between the City of Indianapolis by and through its Department of Administration, hereinafter called "Lessor" and The Indianapolis City Market Corporation, an Indiana not-for-profit corporation, hereinafter called "Lessee,"

WHEREAS, The Indianapolis City Market Corporation was incorporated for the sole and exclusive purpose of providing and perpetuating a historic fresh food market place for the use of the citizens of the City of Indianapolis in a manner consistent with the traditional and historic operation of the Indianapolis City Market since its founding, and:

February 27, 1989

WHEREAS, the City of Indianapolis, pursuant to Section 2-230 of the Code of Indianapolis and Marion County, Indiana is empowered to lease to said Corporation the Indianapolis City Market to accomplish the foregoing purpose and desires to do so;

NOW, THEREFORE,

WITNESSETH, That the LESSOR in consideration of the rent hereinafter specified to be paid, and the performance of the covenants herein set forth, hereby leases unto the Lessee, the following property located in Indianapolis, Marion County, Indiana:

1. LEGAL DESCRIPTION OF THE PROPERTY: The south half of square 43, Smith's Heirs Subdivision to the City of Indianapolis, Plat Book 8, page 193, in the Office of the Recorder of Marion County, Indiana, otherwise known as Indianapolis City Market and all personal property, equipment and fixtures of Lessor located thereon.

2. USES: The premises are to be used by Lessee for municipal, educational, historical preservation and other related purposes duly approved by the Board of Directors of Lessee, and only in a manner at all times consistent with the historical architectural appearance and operation of the Indianapolis City Market and consistent with all applicable provisions of Section 501(C)(3) of the Internal Revenue Code.

3. TERM, OPTION TO RENEW:

(A) The term of this Lease shall be for seven (7) years and shall commence March 1, 1989 and shall terminate February 28, 1996.

(B) Provided Lessee is not in default of any of the terms of this Lease, the Lessor hereby grants to Lessee the option or options to renew this Lease for additional terms of five (5) years each upon the same rental, terms and conditions as are set out herein, unless amended in writing by the parties hereto. It is agreed that in order to exercise the options granted by this subparagraph or any of them, Lessee must give notice ninety (90) days prior to expiration of any term then current, of its intention to exercise the option.

4. RENT:

(A) The annual rent for said premises shall be One Dollar (\$1.00) per year.

(B) In addition to the annual rent, Lessee shall pay to Lessor within ninety (90) days after the end of each fiscal year 100% of all Lessee's net profits. Net profits shall refer to the cash receipts of the Indianapolis City Market after deduction of actual cash disbursements for ordinary and necessary operating expenses, repairs, payments to required escrow accounts, taxes and reasonable reserves acceptable to Landlord.

5. WORK AND SERVICES TO BE PERFORMED BY THE LESSOR: The Lessor covenants and agrees to perform, at its own expense, the following in respect to the demised premises:

SEE SCHEDULE A ATTACHED HERETO AND INCORPORATED HEREIN

6. DEFERRED MAINTENANCE: Lessor shall provide Lessee with sufficient funding to complete all of the deferred maintenance set forth on the attached Exhibit B in 1989.

7. APPROVAL OF WORK TO BE DONE: All work and installations herein provided to be done by the Lessor shall be completed in accordance with the terms of this Lease in a workmanlike manner and shall be subject to the approval of Lessee which approval shall not be unreasonably withheld.

8. SIGNS: Permission is hereby granted to Lessee to install on the demised premises signs of such color, size and style as shall be mutually agreed to by the parties, subject to the regional center approval process.

9. FIRE INSURANCE: Lessor will carry adequate fire and liability insurance on the demised premises or shall be self-insured.

10. DAMAGE BY FIRE: If, during the term of this Lease, the building is so damaged by fire or other casualty that the demised premises shall become untenantable, and such damage cannot be repaired within 180 days from the date of its occurrence, either the Lessor or the Lessee shall have the option of terminating this Lease, by giving written notice of such intention within 180 days from the date of such damage.

11. INTERRUPTIONS TO SERVICE, REPAIRS TO EQUIPMENT: If Lessor undertakes to change, repair, alter or decorate the building, or if it should become necessary at any time because of accident, or for the purpose of repairing or improving the condition or operation of equipment such as the boilers, machinery, or anything appertaining thereto, to shut down the operation of said equipment, the Lessor may do so, but



in such case, due diligence shall be used to complete the work after normal business hours if possible and allow Lessee to resume operations as promptly as possible. Lessee shall hold Lessor harmless from any claims by tenants of Lessee for loss of income due to interruption of service to effect the repairs shown on Exhibit B.

12. NOTICE AS TO ACCIDENTS AND TO DEFECTS IN EQUIPMENT: Lessee shall give to Lessor prompt written notice of any accidents to or defects in any of the equipment or premises which the Lessor is required to maintain and furnish; provided, however, that in the event it is impractical (because of emergency conditions or otherwise) to give such notice in writing, notice may be given by telephone or such other means as Lessee may determine. In any event, all such notices shall be confirmed in writing as soon as reasonably practical under the circumstances.

13. ASSIGNMENT: Lessee shall not, without the prior written consent of Lessor first endorsed on the Lease, assign this Lease for the whole or any portion of the term.

14. DEFAULT BY LESSEE: Lessee shall, upon receipt of invoice for the rental aforesaid, pay the said rent specified herein within ten (10) days after due date, and Lessee shall perform all of the covenants and conditions to which it is obligated hereunder. If Lessee shall be in default in the payment of rent, or shall fail to perform any of the covenants to which it is obligated hereunder, Lessor shall, before taking any action or pursuing any remedy on account of said default, give Lessee fifteen (15) days' notice specifying the default complained of, and Lessee shall cure said default within the said period of fifteen (15) days and shall complete the same as expeditiously as possible; provided, however, that Lessee shall not be considered in default in curing such default if prevented from doing so by reasons of fire, casualty, strikes, lock-outs or labor disturbances, by act of God or the public enemy, by order, direction, or lawful interference by any cause beyond Lessee's control, but if and when the occurrence or condition which delayed or prevented the remedying of such default shall cease or be removed, it shall be the obligation of the Lessee to remedy such default without further delay.

In the event the Lessee shall fail to correct or cure said default within the time hereinbefore provided, then and in that event, Lessor may at its election, without further notice and without the necessity of resorting to legal action, enter upon and take possession of the premises, thereby terminating the Lease.

No mention in this Lease of any specific remedy or right shall preclude Lessor from exercising any other right or from having any other remedy or from maintaining any action to which it may be otherwise entitled, either in law or equity; and the failure of Lessor to insist in any one or more instance upon a strict performance of any covenants of Lessee under this Lease, or to exercise any options or rights herein contained, shall not be construed as a waiver or relinquishment for the future of such covenant, right or option, but the same shall remain in full force and effect unless the contrary is expressly stated in writing by Lessor.

15. DEFAULT BY LESSOR: In the event of a default in the part of the Lessor in the performance of any covenant herein on its part to be performed, the Lessee shall, before taking any action or pursuing any remedy on account of said default, give the Lessor fifteen (15) days' notice specifying the default complained of, and the Lessor shall cure said default within the said fifteen (15) day period provided, however, that if the said default be of such nature that it cannot be remedied within the said period of time, then the Lessor shall commence the correction of said default within the said period of fifteen (15) days and shall complete the same as expeditiously as possible.

In the event the Lessor shall fail to correct or cure the said default within the time limit as hereinabove provided, then and in that event, the Lessor shall be liable to the Lessee for any damages suffered by the Lessee by reason of such default, and the Lessee may, at its option, terminate and cancel this Lease and surrender possession of the premises without further liability to the Lessor hereunder.

16. AUTOMATIC TERMINATION: In the event Lessor and Lessee jointly agree that Lessee is unable to fulfill the purposes set forth in its Articles of Incorporation or loses its charitable or tax exempt status, this Lease may be terminated by the parties and of no further force and effect.

17. LESSEE'S CARE AND SURRENDER OF PREMISES: Lessee shall during the term and any renewal thereof, keep the demised premises and appurtenances in good order and condition and will, upon the expiration of the term, or at the sooner termination thereof, by forfeiture or otherwise, deliver up the premises in the condition they were received, usual wear and tear excepted. Lessee will pay for the repair, or cause to be promptly repaired, any damage to the building and equipment, including the demised premises, attributed to the carelessness or neglect of the Lessee or its servants, agents and employees.

18. STRUCTURAL ALTERATIONS, ETC.: Lessee shall not make any substantial structural alterations, additions or improvements without Lessor's written consent endorsed on the Lease, said consent not to be unreasonably withheld, and all alterations, additions or improvements made by either of the parties



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hereto upon the premises, except movable office furniture and equipment owned by and put in at the expense of the Lessee, shall be the property of the Lessor, and shall remain upon and be surrendered with the premises at the termination of this Lease, without molestation or injury.

19. WAIVER AND HOLD HARMLESS: Lessor or its agents, servants and employees shall not be liable for any injury or damage to Lessee's servants, agents or employees, or to property on the demised premises resulting from fire, explosion, falling plaster, steam, gas, electricity, water, rain, or snow, or leaks from any portion of the building, or from the roof, street or sub-surface, or from any other place, or by dampness, or by any other cause of whatsoever nature unless caused by or due to the negligence of the Lessor or its agents, servants and employees.

Lessee further agrees to hold harmless, save, and indemnify the Lessor against all claims for damages, costs, judgments, expenses and reasonable attorney's fees incurred by Lessor as a result of damage to persons or property caused by the sole negligence of the Lessee or its servants, agents and employees.

20. COVENANTS BINDING ON SUCCESSORS AND ASSIGNS: All rights and liabilities herein given to or imposed upon either of the parties hereto shall extend to their successors, and, so far as the same is assignable by the terms hereof, to the assigns of such party.

21. NOTICES: All notices required or permitted under the terms of this Lease to be given by either party to the other shall be in writing, and unless otherwise specified in writing by the respective parties, shall be sent to the parties and addresses as follows:

(REPRESENTING LESSEE)

Market Manager  
c/o Indianapolis City Market Corporation  
222 East Market Street  
Indianapolis, Indiana 46204

President  
c/o Indianapolis City Market Corporation  
222 East Market Street  
Indianapolis, Indiana 46204

(REPRESENTING LESSOR)

Director, Department of Administration  
City of Indianapolis  
2560 City-County Building  
Indianapolis, Indiana 46204

Corporation Counsel  
City of Indianapolis  
1601 City-County Building  
Indianapolis, Indiana 46204

All notices shall be deemed to have been properly served only if sent by registered or certified mail to the persons at the addresses designated as above provided (or to any other person at the address which either party may hereafter designate by written notice to the other party) and service of any such notice shall be considered as being made two (2) days after the date of mailing.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be executed the day and year first above written:

THE INDIANAPOLIS CITY  
MARKET CORPORATION

By: \_\_\_\_\_  
Samuel L. Odle, President

By: \_\_\_\_\_

\_\_\_\_\_  
Secretary

CITY OF INDIANAPOLIS

By: \_\_\_\_\_  
William H. Hudnut, Mayor

By: \_\_\_\_\_  
Donald McPherson, Director  
Department of Administration  
City of Indianapolis

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**EXHIBIT A**

Lessor agrees during the term of this lease to provide, at Lessor's expense, regular municipal trash pick up for the premises and snow removal for all exterior walkways, to provide adequate equipment for heat, ventilation and air conditioning for the premises (now agreed to be adequate) and to provide for the exterior and structural maintenance of the building and structure according to the exterior and structural needs of the building and/or any appropriate requirements of the applicable City ordinances and historical preservation authorities.

**EXHIBIT B**

SEAL EXTERIOR OF CENTER BUILDING	\$ 48,500
--Repair of all deteriorated mortar joints	
--Application of Urethane Sealant to perimeter of all openings	
--Protection of glass during all operations	
--Application of Siloxane Chemical Preservative	
PLUMBING	131,500
--Replacement of 3" sewer lines with 4" lines (minimum)	
--Add grease traps to vendor areas	
--Add vacuum breakers	
--Sewage ejectors to be cleaned and/or updated to include alarm in the case of stoppage	
--Sprinkler system tie-in	
ELECTRICAL	184,000
--Installation of 100 amp breaker boxes at each tenant location	
--Lighting and miscellaneous electrical repairs	
FIRE/ANNUNCIATOR/SECURITY/MECHANICAL SYSTEM	55,000
--Fire-Heat/Smoke-Annunciator System	
MAJOR CLEANING/PAINTING/FLOORS	84,000
--Deep cleaning of all common areas	
--Repainting of common areas	
--Strip and seal common area floors	
FREEZER/FOOD STORAGE AREAS	93,500
--Repair and/or replace units	
--New and/or updated controls, lighting, storage shelving and door (seal) repair	
--Major cleaning of common areas	
ELEVATORS	30,130
--Upgrade to current codes	
RESTROOMS	17,000
--Repair and/or replace ventilation system	
--Upgrade the fixtures to commercial grade	
--Retile floors and paint	
GUTTER REPAIR/EXTERIOR SEALS/FLASHING	16,500
--Repair and/or replace	
EAST PLAZA REPAIRS	44,000
--Repair of fountain	
--Repair of parking lot pavement, brick plaza and walkways	
	<hr/>
TOTAL ESTIMATED COST	\$704,130

**ANNOUNCEMENTS AND ADJOURNMENT**

There being no further business, upon motion duly made and seconded, the meeting adjourned at 11:30 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of


February 27, 1989

Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 27th day of February, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)





**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, MARCH 20, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m., on Monday, March 20, 1989, with Councillor SerVaas presiding.

Councillor Stewart lead the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*  
*1 ABSENT: Giffin*

A quorum of twenty-eight members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor SerVaas stated that David Frick will give a Super Bowl report at the April 10, 1989, Council meeting.

Tim Whitaker, Division Chief of Indianapolis Fire Prevention Bureau and Fire Marshall of the City of Indianapolis, expressed his appreciation to the Council for their support in enforcing the smoke detector ordinance. Since the passage of this ordinance last year, there has been a decrease in the fatalities due to fires. Mr. Whitaker stated the law for smoke detectors goes into effect Friday, March 24, 1989.

Mr. Whitaker thanked those people in the private sector who helped in the preparation and passage of this ordinance, as well as distributing free smoke detectors to the needy.

He again thanked the seven sponsors (Councillors Brooks, Golc, Irvin, Jones, Moriarty, Mukes-Gaither and Solenberg) of this proposal and all the Councillors who voted for this proposal. He presented each Councillor with a certificate of appreciation.

Councillor Boyd encouraged the media to inform the public that this law goes into effect on Friday, March 24, 1989.

### **OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, March 20, 1989, at 7:00 p.m. the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

March 7, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, March 9, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 147, 148, 149, 151, 152, 153 and 154, 1989, to be held on Monday, March 20, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

[Clerk's Note: Indianapolis News reprinted Proposal No. 147, 1989, and Indianapolis Commercial reprinted Proposal No. 153, 1989, because of errors in printing.]

March 9, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

*March 20, 1989*

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 18, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 19, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Seventy-eight Thousand Two Hundred Fifty Dollars (\$378,250) in the Metropolitan Emergency Communications Fund for purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Agency Fund.

FISCAL ORDINANCE NO. 20, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Thousand Eight Hundred Fifty Dollars (\$8,850) in the County Grant Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County Grant Fund.

FISCAL ORDINANCE NO. 21, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Nine Hundred Sixty-eight Thousand Eight Dollars (\$2,968,008) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Flood Control Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 22, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Four Thousand Three Hundred Sixty Dollars (\$1,004,360) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 23, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Two Hundred Thousand Dollars (\$1,200,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 24, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Two Hundred Fifty-five Thousand Dollars (\$2,255,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 25, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million One Hundred Six Thousand Three Hundred Forty-five Dollars (\$1,106,345) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Transportation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 26, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Six Hundred Four Thousand Four Hundred Eighty-one Dollars (\$2,604,481) in the City Cumulative Capital Development Fund for purposes of the

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Department of Transportation, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

SPECIAL ORDINANCE NO. 3, 1989, authorizing the City of Indianapolis to issue its "Economic Development Water Facilities Revenue Bonds, Series 1989 (Indianapolis Water Company Project)" in an aggregate principal amount not to exceed \$10,000,000 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 4, 1989, authorizing the City of Indianapolis to issue its "Multifamily Rental Housing Revenue Bonds, Series 1989 (Piccadilly Corporation Project)" in an aggregate principal amount not to exceed \$1,450,000 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 5, 1989, authorizing the City of Indianapolis to issue its "Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project)" in an aggregate principal amount not to exceed \$1,400,000 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 6, 1989, authorizing the City of Indianapolis to issue its "Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project)" in an aggregate principal amount of One Million Seven Hundred Fifty Thousand Dollars (\$1,750,000) and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 11, 1989, honoring persons who rescued two children from drowning in the Downtown Canal.

SPECIAL RESOLUTION NO. 12, 1989, congratulating the Arsenal Technical High School Lady Titans for winning the 1988-89 City Girls' Indianapolis Invitational Basketball Tournament.

SPECIAL RESOLUTION NO. 13, 1989, congratulating the Arsenal Technical High School Titans for winning the 1988-89 City Invitational Tournament.

SPECIAL RESOLUTION NO. 14, 1989, amending City-County Special Resolution No. 124, 1986, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 15, 1989, proposing an ordinance of the Marion County Income Tax Council increasing the County Option Income Tax, and casting votes of the City-County Council on said ordinance.

SPECIAL RESOLUTION NO. 16, 1989, proposing an ordinance of the Marion County Income Tax Council increasing the percentage credit allowed for homesteads and casting votes of the City-County Council on said ordinance.

SPECIAL RESOLUTION NO. 17, 1989, approving a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market.

COUNCIL RESOLUTION NO. 33, 1989, requesting the Traffic Engineering Division of the Department of Transportation to prepare and present to the Transportation Committee a Left Turn Phasing Study on Emerson Avenue and Raymond Street.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III



March 20, 1989

## ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 210, 1989. This proposal honors Barbara S. Gole. Councillor Coughenour read the resolution and presented a framed document to Barbara Gole. She extended her appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor Curry, for adoption. Proposal No. 210, 1989, was adopted by unanimous voice vote.

Proposal No. 210, 1989, was retitled SPECIAL RESOLUTION NO. 18, 1989, and reads as follows:

### CITY-COUNTY SPECIAL RESOLUTION NO. 18, 1989

A SPECIAL RESOLUTION honoring Barbara S. Gole.

WHEREAS, Barbara S. Gole served as Director of the Indianapolis Public Works Department from January, 1984, through March, 1989; and

WHEREAS, during those years Mrs. Gole guided the Department to create a long term solid waste management plan that encompassed resource recovery, recycling and conservation of landfill space; and

WHEREAS, additional accomplishments included a computerized mapping of Marion County, a new advanced wastewater treatment facility, an upgrading of the city's sludge handling facility, and efficiencies throughout the Department; now, therefore:

### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council honors Barbara S. Gole for her dedication, and for making tough decisions that will benefit the citizens of Indianapolis for many decades to come.

SECTION 2. The Council wishes her well in her new challenges in the private sector.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 150, 1989. Councillor West reported that the Parks and Recreation Committee heard Proposal No. 150, 1989, on March 2, 1989. The proposal reappoints Milton Booth to the Board of Parks and Recreation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Durnil moved, seconded by Councillor Curry, for adoption. Proposal No. 150, 1989, was adopted by unanimous voice vote.

Proposal No. 150, 1989, was retitled COUNCIL RESOLUTION NO. 34, 1989, and reads as follows:

### CITY-COUNTY COUNCIL RESOLUTION NO. 34, 1989

A COUNCIL RESOLUTION reappointing Milton Booth to the Board of Parks and Recreation.

### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Board of Parks and Recreation, the Council reappoints:

Milton Booth

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

### **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 172, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$704,130 for the Department of Administration, Office of the Director, to provide financial support to the City Market Corporation in accordance with terms of the lease agreement"; and the President referred it to the Administration Committee.

PROPOSAL NO. 173, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$29,200 for the Department of Administration, Purchasing Division, to position a purchasing agent in the Department of Public Works for greater proficiency in purchasing"; and the President referred it to the Administration Committee.

PROPOSAL NO. 174, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION requesting the City-County Administrative Board to make a public purpose grant in the amount of \$704,130 to the Indianapolis City Market Corporation"; and the President referred it to the Administration Committee.

PROPOSAL NO. 175, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$6,200 for the Washington Township Assessor to use temporary outside services to complete reassessment"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 176, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$250,000 for the Department of Parks and Recreation, Administration Division, to purchase forty acres with buildings and improvements at 1313 South Post Road and contingency to purchase replacement property for the Fall Creek Little League which is being displaced from its current location at Kessler Boulevard and Fall Creek Road"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 177, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$326,576 for the Department of Parks and Recreation, Administration Division, to complete the reconstruction and improvement project at Eagle Creek Golf Course"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 178, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Parks and Recreation"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 179, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the

Department of Parks and Recreation to purchase certain real property"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 180, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$80,000 for the Prosecuting Attorney because agencies have increased their spending beyond their original budget appropriations"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 181, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$33,425 for the Prosecuting Attorney for the Metro Drug Task Force grant that was inadvertently left out of the original appropriation for purposes of overtime for a surrounding county agency"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 182, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Section 2-358, by updating the funding of the County Corrections Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 183, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Section 1 of Part I of Appendix B to add an additional holiday for police officers and by adding a new Section 5 to provide for death leave for police officers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 184, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works, for a term ending December 31, 1989"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 185, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the Mayor to execute a Service Lease Agreement between the City and Ameritech Credit Corporation for the purpose of financing the Service Agreement between the City and Indiana Bell Telephone Company, providing for the E-911 telephone service for Marion County"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 186, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the Lawrence Fire Station access drive (6350 East) at 86th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 187, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a segment of Washington Street, from New Jersey to West Street, and a segment of Alabama Street, from Michigan Street to Virginia Avenue, to become one-way"; and the President referred it to the Transportation Committee.



PROPOSAL NO. 188, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an 85 foot loading zone for Indiana Bell Telephone Company on Pierson Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 189, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a passenger and materials loading zone for L. S. Ayres on a portion of Meridian Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 190, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the segment of Elder Avenue between Washington Street and Maryland Street from a one-way southbound street to a two-way street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 191, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code authorizing a weight limit restriction on Kittley Road from Brookville Road to Vandergriff"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 192, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Orinoco Avenue from Southport Road to Banta Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 193, 1989. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at Riverside Drive and 29th Street"; and the President referred it to the Transportation Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 194 - 199, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 6, 1989". The Council did not schedule Proposal Nos. 194 - 199, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 194 - 199, 1989, were retitled REZONING ORDINANCE NOS. 61 - 66, 1989, and are identified as follows:

REZONING ORDINANCE NO. 61, 1989. 88-Z-260 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
3715 KENTUCKY AVENUE, INDIANAPOLIS.  
PRINCE/ALEXANDER COMPANIES, INC. requests the rezoning of 1.695 acres, being in the D-3 and A-2 districts, to the C-1 classification to provide for a new medical office building.

REZONING ORDINANCE NO. 62, 1989. 88-Z-269 (AMENDED) WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
225 NORTH GIRLS SCHOOL ROAD, INDIANAPOLIS.  
IVY HOMES, INC., by Michael J. Kias, requests the rezoning of 12.1 acres, being in the A-2 and D-3 districts, to the D-4 classification to provide for residential use by platting.

REZONING ORDINANCE NO. 63, 1989. 89-Z-25 (AMENDED) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
10120 EAST 56TH STREET, INDIANAPOLIS.



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BROWNING-FERRIS INDUSTRIES OF INDIANA, INC., by Michael J. Kias, requests the rezoning of 33.7 acres, being in the SU-13 district, to the I-4-S classification to provide for the construction of a solid waste recycling plant with related facilities and the continued operation of a solid waste collection and disposition facility.

REZONING ORDINANCE NO. 64, 1989. 89-Z-40 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17  
3425 WEST 16TH STREET, INDIANAPOLIS.

METROPOLITAN DEVELOPMENT COMMISSION requests the rezoning of 0.16 acre, being in the C-5 district, to the C-4 classification to correct a mapping error.

REZONING ORDINANCE NO. 65, 1989. 89-Z-43 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
8180 WEST 10TH STREET, INDIANAPOLIS.

T & L ENTERPRISES, by William F. LeMond, requests the rezoning of 6.84 acres, being in the SU-18 district, to the I-3-S classification to provide for expansion of an existing business.

REZONING ORDINANCE NO. 66, 1989. 89-Z-53 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5915 CRAWFORDSVILLE ROAD, INDIANAPOLIS.

TIMBER PARK DEVELOPMENT CORPORATION requests the rezoning of 1.40 acres, being in the D-5 district, to the C-4 classification to provide for a retail strip shopping center with outdoor gasoline pumps.

PROPOSAL NOS. 200 - 209, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 16, 1989". The Council did not schedule Proposal Nos. 200 - 209, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 200 - 209, 1989, were retitled REZONING ORDINANCE NOS. 67 - 76, 1989, and are identified as follows:

REZONING ORDINANCE NO. 67, 1989. 88-Z-225 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3

7465 NORTH KITLEY AVENUE, INDIANAPOLIS.

LUCY T. HUNT, by Michael J. Kias, requests the rezoning of 1.55 acres, being in the A-2 district, to the C-1 classification to provide for commercial development.

REZONING ORDINANCE NO. 68, 1989. 89-Z-32 (AMENDED) WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 15

1212 NORTH ARLINGTON AVENUE, INDIANAPOLIS.

CADUCEUS LAND COMPANY requests the rezoning of 6.43 acres, being in the D-4 and D-9 districts, to the C-1 classification.

REZONING ORDINANCE NO. 69, 1989. 89-Z-41 (AMENDED) WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19

7576 WEST WASHINGTON STREET, INDIANAPOLIS.

PHYLLIS M. ST. JOHN, by Charles J. Simpson, requests the rezoning of 2.13 acres, being in the D-5 district, to the C-7 classification to provide for the conversion of a single-family residence to an office with outdoor storage of towed automobiles.

REZONING ORDINANCE NO. 70, 1989. 89-Z-44 (89-DP-3) DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19

6646 MOORESVILLE ROAD, INDIANAPOLIS.

DECATUR FRIENDS HOUSING, INC., requests the rezoning of 10.91 acres, being in the A-2 district, to the D-P classification to provide for the construction of a senior citizens retirement facility.

REZONING ORDINANCE NO. 71, 1989. 89-Z-47 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16

40 MILEY AVENUE, INDIANAPOLIS.

MILEY PLACE PARTNERSHIP, by John W. Van Buskirk, requests the rezoning of 1.20 acres, being in the D-5 district, to the C-1 classification to provide for renovation of and addition to an existing building for assisted living units, convalescent care, and nursing home care facility.

REZONING ORDINANCE NO. 72, 1989. 89-Z-48 (AMENDED) WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13

1655 SOUTH BADE ROAD, INDIANAPOLIS.

R & F DEVELOPMENT, INC., by Harry F. McNaught Jr., requests the rezoning of 40.0 acres, being in the A-2 district, to the D-2 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 73, 1989. 89-Z-51 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3

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Approx. 8101 BASH STREET, INDIANAPOLIS.

U.S. LODGING OF INDIANAPOLIS, LTD., by William F. LeMond, requests the rezoning of 3.31 acres, being in the C-4 and C-6 districts, to the C-6 classification to provide for the property to be added to an existing integrated center.

REZONING ORDINANCE NO. 74, 1989. 89-Z-52 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3

7610 FALL CREEK ROAD, INDIANAPOLIS.

THOMAS A. GRANT AND DAVID A. McMANAMA request the rezoning of 11.0 acres, being in the A-2 district, to the D-2 classification to provide for residential development by platting.

REZONING ORDINANCE NO. 75, 1989. 89-Z-55 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 9

3742 NORTH PENNSYLVANIA STREET, INDIANAPOLIS.

FOX, TRAHIN AND FOX PARTNERSHIP requests the rezoning of 0.34 acre, being in the D-9 district, to the D-8 classification to provide for low and moderate income multi-family apartments.

REZONING ORDINANCE NO. 76, 1989. 89-Z-57 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 22

101 NORTH NEW JERSEY STREET, INDIANAPOLIS.

BANK ONE, INDIANAPOLIS, NA, by James L. Tuohy, requests the rezoning of 0.44 acre, being in the I-3-U district, to the CBD-2 classification to provide for a seven-story parking garage for use by Bank One employees, tenants and general public.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 104, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 104, 1989, on March 2, 1989. The proposal appropriates \$100,000 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to continue with efforts to increase arts support. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West gave a brief overview as to how the arts grant came into existence. The money is coming from the retirement of the bonds for the City-County building. The amount that is needed to continue the arts is \$100,000.

Councillor Cottingham moved, seconded by Councillor Hawkins, to amend Proposal No. 104, 1989, with the following motion:

#### **CITY-COUNTY COUNCIL MOTION**

Mr. President:

I move to amend Proposal No. 104, 1989, by renumbering Section 5 as Section 6, and inserting a new Section 5 to read as follows:

Section 5. The 1990 appropriation for grants for support of the arts shall not be increased more than the percentage generally allowed in the 1990 Budget, based on the appropriation in the 1989 Budget, without adjustment for the additional appropriation made by this ordinance.

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Councillor Dwight Cottingham

Councillor Cottingham believes that now is a good time to put a cap on the money allowed to the arts in the 1990 Budget. This amendment would not allow the Parks and Recreation Department to consider this money when they are figuring their 1990 percentage increase.

Councillor Clark voiced his opposition to this amendment because it is not worthwhile to cap something for the future because many things could happen.

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Councillor Rhodes asked if this arts grant is a one-year grant or a three-year program. Bob Beckman explained that it is a three-year program. He indicated that the arts should not be singled out and capped without having their chance in the budget process.

Councillors Durnil, Gilmer and Boyd expressed their disagreement with the amendment and hoped that the amendment would be defeated.

The amendment was withdrawn.

The President called for public testimony at 8:13 p.m.. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Schneider, for adoption. Proposal No. 104, 1989, was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Brooks, Coughenour, Curry, Durnil, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Strader, West, Williams*  
7 NAYS: *Clark, Cottingham, Dowden, Holmes, McGrath, Schneider, Stewart*  
2 NOT VOTING: *Giffin, Solenberg*

Proposal No. 104, 1989, was retitled FISCAL ORDINANCE NO. 27, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 27, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Recreation & Sports, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Recreation & Sports, to continue effort to increase support for the arts.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION

RECREATION & SPORTS

3. Other Services & Charges  
TOTAL INCREASE

PARK GENERAL FUND

\$100,000  
\$100,000

SECTION 4. The said additional appropriations are funded by the following reductions:

PARK GENERAL FUND

Unappropriated and Unencumbered  
Park General Fund  
TOTAL REDUCTION

\$100,000  
\$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 106, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 106, 1989, on March 2, 1989. The proposal appropriates \$539,990 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities and decrease maintenance and operating costs.



By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:15 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Howard, for adoption. Proposal No. 106, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West

0 NAYS

6 NOT VOTING: Borst, Curry, Giffin, Irvin, Solenberg, Williams

Proposal No. 106, 1989, was retitled FISCAL ORDINANCE NO. 28, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 28, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Five Hundred Thirty-nine Thousand Nine Hundred Ninety Dollars (\$539,990) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to upgrade existing facilities; improve health, safety and general welfare of constituency; provide new leisure time opportunities; improve environmental quality of life; and decrease maintenance and operating costs.

SECTION 2. The sum of Five Hundred Thirty-nine Thousand Nine Hundred Ninety Dollars (\$539,990) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

CONSOLIDATED COUNTY CUMULATIVE  
CAPITAL DEVELOPMENT FUND

\$539,990  
\$539,990

SECTION 4. The said additional appropriations are funded by the following reductions:

CONSOLIDATED COUNTY CUMULATIVE  
CAPITAL DEVELOPMENT FUND

Unappropriated and Unencumbered  
Consolidated County Cumulative  
Capital Development Fund  
TOTAL REDUCTION

\$539,990  
\$539,990

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 109, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 109, 1989, on March 8, 1989. The proposal appropriates \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau. With an 8-0 vote, the Committee tabled the proposal. Councillor Dowden asked that the proposal be referred back to Committee and put under "pending proposals". He



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explained that the Committee will not be acting on this proposal until late Summer or early Fall. Without objection, Proposal No. 109, 1989, was referred back to Committee.

PROPOSAL NO. 111, 1989. Councillor Coughenour clarified that this proposal had been sent and heard in the Public Works Committee, but she had asked that it be heard in the Public Safety and Criminal Justice Committee because it deals with proposals affecting the Animal Control Division. Therefore, Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 111, 1989, on March 8, 1989. The proposal appropriates \$2,348,780 for the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility. By a 7-0 vote, the Public Safety and Criminal Justice Committee reported the proposal to the Council with the recommendation that it do pass.

Councillors Shaw and Moriarty both asked what was causing the delay in the selection of appointments for the Animal Control Board. Councillor SerVaas appointed Councillor Shaw to check into this and give a report back to the Council.

The President called for public testimony at 8:24 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Coughenour, for adoption. Proposal No. 111, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Clark, Giffin, Solenberg, Stewart*

Proposal No. 111, 1989, was retitled FISCAL ORDINANCE NO. 29, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 29, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Three Hundred Forty-eight Thousand Seven Hundred Eighty Dollars (\$2,348,780) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility.

SECTION 2. The sum of Two Million Three Hundred Forty-eight Thousand Seven Hundred Eighty Dollars (\$2,348,780) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

CITY CUMULATIVE CAPITAL  
DEVELOPMENT FUND

\$2,348,780  
\$2,348,780

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
City Cumulative Capital Development Fund  
TOTAL REDUCTION

CITY CUMULATIVE CAPITAL  
DEVELOPMENT FUND

\$2,348,780  
\$2,348,780

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 147, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 147, 1989, on March 9, 1989. The proposal appropriates \$75,000 for the Department of Administration, Occupational and Community Services, to provide the City's portion of funding for the implementation of The Greater Indianapolis Commission of Youth. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor West gave background information pertaining to this proposal. Councillor Gilmer called the previous question, seconded by Councillor Howard.

The President called for public testimony at 8:37 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Howard, for adoption. Proposal No. 147, 1989, failed to pass on the following roll call vote; viz:

*14 YEAS: Boyd, Coughenour, Curry, Hawkins, Holmes, Howard, Irvin, Jones, Mukes-Gaither, Rhodes, Shaw, Stewart, Strader, West*

*14 NAYS: Borst, Brooks, Clark, Cottingham, Dowden, Dumil, Gilmer, Golc, McGrath, Moriarty, Schneider, SerVaas, Solenberg, Williams*

*1 NOT VOTING: Giffin*

PROPOSAL NO. 148, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 148, 1989, on March 9, 1989. The proposal appropriates \$130,000 for the Department of Administration, Finance Division, to upgrade and replace the computer system serving Barrett Law and Licensing in the Controller's Office. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:40 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 148, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Borst, Giffin, McGrath, Shaw*

Proposal No. 148, 1989, was retitled FISCAL ORDINANCE NO. 30, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 30, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Thirty Thousand Dollars (\$130,000) in the City General Fund for purposes of the Department of Administration, Finance Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Finance Division, to upgrade and replace the computer system serving the Barrett Law and Licensing functions in the Controller's Office.

SECTION 2. The sum of One Hundred Thirty Thousand Dollars (\$130,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION

FINANCE DIVISION

3. Other Services & Charges

4. Capital Outlay

TOTAL INCREASE

CITY GENERAL FUND

\$ 20,000

110,000

\$130,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered

City General Fund

TOTAL REDUCTION

CITY GENERAL FUND

\$130,000

\$130,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 149, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 149, 1989, on March 9, 1989. The proposal appropriates \$29,200 for the Department of Administration, Purchasing Division, to place a Purchasing Agent in the Department of Transportation. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillors Gilmer and Howard indicated that it seems the City is going in the opposite direction of progress. In the private sector, companies are moving toward a centralized purchasing department; it seems the City is moving toward a decentralized purchasing department. They asked why is it necessary to have someone on site for each department.

Donald McPherson, Director of Administration, explained that having a purchasing agent on site saves money and expedites the process. The City losses money when people sit idle waiting on things to happen. This purchasing agent will expedite the work and therefore save money.

The President called for public testimony at 9:10 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Shaw, for adoption. Proposal No. 149, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*2 NAYS: Clark, Schneider*

*1 NOT VOTING: Giffin*

Proposal No. 149, 1989, was retitled FISCAL ORDINANCE NO. 31, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 31, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-nine Thousand Two Hundred Dollars (\$29,200) in the Consolidated



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County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Purchasing Division, to place a Purchasing Agent in the Department of Transportation.

SECTION 2. The sum of Twenty-nine Thousand Two Hundred Dollars (\$29,200) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION	
<u>PURCHASING DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	\$29,200
TOTAL INCREASE	\$29,200

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>CONSOLIDATED COUNTY FUND</u>
Unappropriated and Unencumbered	
Consolidated County Fund	\$29,200
TOTAL REDUCTION	\$29,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 152, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 152, 1989, on March 16, 1989. The proposal transferring and appropriating \$200,000 for the Department of Public Works, Liquid Waste Processing Operations, to increase the level of departmental involvement in construction management and inspection and to increase the number of water shut-offs for past due accounts. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:15 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 152, 1989, As Amended, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Solenberg, West, Williams  
3 NAYS: Irvin, Shaw, Strader  
2 NOT VOTING: Giffin, Stewart

Proposal No. 152, 1989, As Amended, was retitled FISCAL ORDINANCE NO. 32, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 32, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:



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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Liquid Waste Processing Operations, to increase the level of departmental involvement in construction management and inspection, and to increase the number of water shutoffs for past due accounts.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u> <u>LIQUID WASTE PROCESSING OPERATIONS</u>	<u>SANITATION GENERAL FUND</u>
3. Other Services & Charges	\$200,000
TOTAL INCREASE	\$200,000

SECTION 4. The said increased appropriation is funded by the following reductions:

	<u>SANITATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Sanitation General Fund	\$200,000
TOTAL REDUCTION	\$200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Because of the late hour, Councillor Clark moved, seconded by Councillor Gilmer, to hear Proposal No. 155, 1989, next on the agenda. There were many residents waiting in the audience for this proposal to be heard. Without objection, Proposal No. 155, 1989, was heard next.

PROPOSAL NO. 155, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 155, 1989, on March 1, 1989. The proposal amends the Code by authorizing a 4-way stop at Central Avenue and 57th Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor West, for adoption. Proposal No. 155, 1989, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

2 NOT VOTING: *Giffin, Stewart*

Proposal No. 155, 1989, was retitled GENERAL ORDINANCE NO. 22, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 22, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 4	Central Av & E. 57th St	Central Av	Stop

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SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 4	Central Av & 57th St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 153, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 153, 1989, on March 16, 1989. The proposal appropriates \$1,905,869 for the Department of Public Works, Office of the Director, to make service fee payments as provided in the Service Agreement with Ogden Martin Systems. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:29 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 153, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Clark, Dowden, Giffin, Solenberg*

Proposal No. 153, 1989, was retitled FISCAL ORDINANCE NO. 33, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 33, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Five Thousand Eight Hundred Sixty-nine Dollars (\$1,905,869) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Office of the Director, to make service fee payments as requested by the Service Agreement between Ogden Martin Systems and the City.

SECTION 2. The sum of One Million Nine Hundred Five Thousand Eight Hundred Sixty-nine Dollars (\$1,905,869) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS

OFFICE OF THE DIRECTOR

3. Other Services & Charges

TOTAL INCREASE

SOLID WASTE DISPOSAL FUND

\$1,905,869

\$1,905,869

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered

Solid Waste Disposal Fund

TOTAL REDUCTION

SOLID WASTE DISPOSAL FUND

\$1,905,869

\$1,905,869

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 154, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 154, 1989, on March 16, 1989. The proposal appropriates \$800,000 for the Department of Public Works, Office of the Director, to provide assistance to areas that are not able to afford sanitary sewer costs. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:32 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 154, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dumil, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West, Williams*

*1 NAY: Curry*

*5 NOT VOTING: Dowden, Giffin, Holmes, Solenberg, Stewart*

Proposal No. 154, 1989, was retitled FISCAL ORDINANCE NO. 34, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 34, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Office of the Director, to provide assistance to the Whittier/Minnesota and Plainfield Avenue areas that are not able to afford sanitary sewer costs and who have a need and desire for sewers.

SECTION 2. The sum of Eight Hundred Thousand Dollars (\$800,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS  
OFFICE OF THE DIRECTOR  
3. Other Services & Charges  
TOTAL INCREASE

CONSOLIDATED COUNTY CUMULATIVE  
CAPITAL DEVELOPMENT FUND  
\$800,000  
\$800,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Consolidated County Cumulative  
Capital Development Fund  
TOTAL REDUCTION

CONSOLIDATED COUNTY CUMULATIVE  
CAPITAL DEVELOPMENT FUND

\$800,000  
\$800,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

## SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 40, 1989. The proposal amends the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. There was no action taken on this proposal.

## SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 97, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 97, 1989, on March 15, 1989. The proposal amends the Code, Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food from Carts. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption.

Councillor Rhodes briefly went over all the changes that were made in the Code concerning the carts. Councillor Rhodes moved, seconded by Councillor Coughenour, to amend Proposal No. 97, 1989, with the following motion:

### CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 97, 1989, be amended by substituting the "General Counsel Amended Version 4" in lieu of Version 3.

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Councillor Stuart Rhodes

Councillor Rhodes explained that Version 4 is what the Committee asked the General Counsel to draft from the Committee discussion. By consent the motion was adopted. Proposal No. 97, 1989, As Amended, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Giffin, Moriarty*

Proposal No. 97, 1989, As Amended, was retitled GENERAL ORDINANCE NO. 23, 1989, and reads as follows:

### CITY-COUNTY GENERAL ORDINANCE NO. 23, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and of Marion County, Indiana", Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food From Carts.

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and of Marion County, Indiana", specifically Article XXIII, Outdoor Retail sales of Beverages, Flowers and Food From carts, be, and is hereby amended by deleting the stricken-through text and inserting the underlined text to read as follows:

### ARTICLE XXIII. OUTDOOR RETAIL SALES ~~OF BEVERAGES, FLOWERS AND FOOD FROM CARTS~~



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DIVISION 1. GENERALLY

Sec. 17-805. Legislative determinations.

The council, pursuant to its authority to regulate the conduct of business upon the public ways of the city, to promote the safety and welfare of its residents and visitors, and to collect fees to defray the costs of such regulation, determines it necessary and proper to license the businesses of retail sales of food, beverages and flowers from carts upon the public ways and to limit and franchise such sales in certain areas of the city. This article is adopted to accomplish such goals.

Sec. 17-820 806. Licenses Required, exceptions.

(a) It shall be unlawful for any person to sell food, beverages or flowers from engage in the business of operating a cart on public areas or sidewalks in this the city without first obtaining a license therefor, except as may otherwise be provided in issued pursuant to this section article.

(b) Sec. 17-821. Separate license for each cart. A separate license and the payment of a fee therefore shall be required for each cart. One person may hold more than one license.

Sec. 17-822. Peddler's license not necessary.

(c) It is not necessary to be licensed as a peddler a transient merchant pursuant to Article XXII of this chapter in order to obtain a license for a cart or to operate a cart, pursuant to this article.

(d) Prior to January 1, 1990, a transient merchant licensed pursuant to Article XII of this chapter may sell food, beverages or flowers from carts except in Food Cart Zones.

Sec. 17-805 807. Definitions.

As used in this article, the following terms shall have the meanings ascribed to them in this section:

"Beverage" shall mean any nonalcoholic liquid, hot or cold, intended for use in whole or in part for human consumption.

"Cart" shall mean a wheeled device, not propelled by a motor, no larger than six (6) feet in length, three (3) feet in width and five (5) feet in height (exclusive of canopy), constructed so an operator may not stand on or in the device.

"Central City" means (a) Location restricted. Carts licensed pursuant to this article may be operated only in the geographic area bounded as follows: north--16th Street; east--East Street/Central Street; south--South Street; west (going from south to north)--West Street, West Washington Street, White River, Fall Creek.

"Flowers" shall mean any fresh cut flower or live plant in a pot not larger than four (4) inches in diameter.

"Food" shall mean any raw, cooked or processed edible substance intended for use in whole or in part for human consumption.

"Food Cart Zones" means until December 31, 1988 through December 31, 1989, the seventeen (17) zones previously established by the controller shall continue for beverages, food, and flowers sold from carts. Up to three (3) licenses may be assigned to any one (1) zone. Except where more existed on November 1, 1987, in any one (1) zone two (2) will be for food, beverage, or both; and one (1) for flowers. Assignment of each license to a particular zone shall be made by the controller, when a new license is issued.

"Franchise area" means one of the geographic areas determined under Sec. 17-826.

"Frozen Food" means any food or beverage preserved and sold in a frozen solid state.

"Non-protected franchise area" means a franchise area which was not protected by a licensee at the last annual drawing under Sec. 17-827.

"Owner of a cart" means the person, firm, corporation, partnership or other legal entity which owns a cart licensed under this article. For purposes of the restrictions imposed on ownership of carts licensed under this article, the owner is any person or other entity who directly or indirectly owns or controls more than twenty percent of the legal title or beneficial interest in the profits of a cart licensed under this article.

"Protected franchise area" means a franchise area which a licensee protected at the last annual drawing under Sec. 17-827. A franchise area can only be protected for one consecutive annual drawing.

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~~"Outdoor pPublic festival event"~~ means a community outdoor gathering held in a public place within the central city with the approval of the appropriate governmental unit and includes, but is not limited to the Circlefest, Circle of Sounds of Music, Indianapolis Symphony Music Festival, and Strawberry Festival, Black Expo, Mid-Summer Fest, 500 Festival Parade, White River Park State Games, Circle City Classic, Downtown Holiday Kickoff, and designated sporting events, whether indoors or outdoors.

### DIVISION 2. LICENSES

Sec. 17-808. Licenses authorized.

(a) The controller is authorized to issue three types of licenses pursuant to this article as follows:

1. food vendor's cart license - for retail sales of food and beverages from carts;
2. frozen food vendor's cart license - for retail sales of frozen foods from carts;
3. flower vendor's cart license - for retail sales of flowers from carts.

Frozen food vendor's cart licenses shall not be issued for calendar year 1989.

(b) Each license shall be issued to a specific licensee for a specifically identifiable cart.

(c) ~~(d)~~ The controller shall report in writing to the council by the fifteenth day of January of each calendar year the number and type of licensed carts in the city on the last day of December of the preceding calendar year.

Sec. 17-~~825~~ 809. Application.

~~The An~~ application for a license provided in this article ~~required by this division~~ shall be verified sworn to by ~~or on behalf of the applicant under penalties of perjury, made to the controller,~~ and shall contain such information as the controller may prescribe, including the following information:

- (1) The name under which the business is to be conducted;
- (2) The name and address of the applicant and, if a firm, the name and address of each partner, or if a corporation, the names and addresses of its resident agents and officers and of all owners of the cart as defined in Sec. 17-807;
- (3) A physical description of the cart for which the license is desired.

Sec. 17-~~826~~ 810. Prerequisites to issuance of license.

The city controller may consider the application only if the following requirements are met:

- (1) Applicable permits required by the Health and Hospital Corporation of Marion County and other regulatory agencies have been secured and are in force.
- (2) The color and design of the cart (including signs, trash receptacles and umbrellas) and the uniform of the operator have been approved by the administrator of the division of planning and zoning development services for consistency with the objectives of this article.
- (3) If the cart will be operated in the Regional Center, Regional Center approval has been secured from the department of metropolitan development.

Sec. 17-~~827~~ 811. Issuance of original license; Application fee.

(a) ~~The controller may issue a license if the applicant meets all of the requirements of this article and issuance would further the objectives of this article. If applications are received for a number of licenses in excess of the number available for issuance the controller shall issue licenses first to qualified prior licensees and secondly any additional licensees based on a determination of which applications best meet the objectives of this article.~~

(b) Each original application for a license pursuant to this division ~~for a cart~~ shall be accompanied by an application fee of two one hundred fifty dollars (\$200.00) (\$150.00). ~~If additional licenses are not available, the controller shall refund the entire application fee.~~ In the event the action upon the application is favorable, the application fee shall be retained by the controller as the first annual fee. In the event of a denial of the application, ~~for reasons other than unavailability,~~ one hundred dollars (\$100.00) of the application fee shall be refunded with the remainder being retained to defray the administrative expense incurred in investigating and processing the application.

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Sec. 17-812. Renewal Fee.

Any qualified licensee not in violation of this article may annually renew the license for an additional year upon payment of an annual fee of one hundred dollars (\$100.00).

Sec. 17-828 813. License period.

A license required by issued pursuant to this division shall be for a term ending December 31 of the calendar period of one year issued commencing the first day of January and shall be issued annually, or it may be issued at any later time during the last six (6) months of an annual term upon payment of half the annual fee, if the applicant has not been engaged in the business during any part of the preceding portion of the annual term; provided, however for 1989, applicants may be licensed effective January 1, 1990, for purposes of qualifying for the 1989 allocation of franchise areas under Sec. 17-827.

Sec. 17-829 814. Effect of cessation of business.

No deductions shall be allowed from the fee for a license issued pursuant to this division for any part of the term for which the licensee does not engage in such business.

Sec. 17-837 815. Issuance and display of insignia.

At the time the license is issued, the controller shall furnish an insignia for each cart consisting of a durable sign, not less than two (2) inches wide and three (3) inches long, upon which shall be inscribed "\_\_\_\_\_ Cart Vendor's License, Indianapolis, Indiana, \_\_\_\_\_," filling in the type of license, the number of the license and also the year during which the license shall be in force. Such sign shall be securely fastened in plain view on the outside of the cart. This sign may also indicate any limitations imposed by the controller on the operation of this cart.

Sec. 17-830 816. Transferability.

No A license issued pursuant to this division shall not be transferable to another person licensee. A license may be transferred to used for another cart with the permission of the controller and payment of a transfer fee of fifty dollars (\$50.00).

Sec. 17-834 817. Bond, Insurance and Indemnify.

(a) The A licensee shall provide a three-thousand-dollar (\$3,000.00) bond which is payable to the city and approved by the corporation counsel as to sureties and form. The bond shall be conditioned upon the faithful observance of all the provisions of this article and Code applicable to him licensee and of all ordinances of the city and laws of this state concerning or regulating the merchandising and handling of the products so dealt in by the licensee; and it shall also be conditioned so as to indemnify any person obtaining a judgment against or accepting a settlement from the licensee because of any damage sustained on account of the violation by the licensee of any applicable terms of this article and Code or because of any misrepresentation or deception practiced upon such person by such licensee in operating the business.

(b) If a person holds more than one license, the same bond may be used for each of the licenses.

(c) Sec. 17-832. Insurance. The licensee shall provide a certificate of public liability insurance to the controller upon a form approved by the corporation counsel, insuring the person licensee, and naming the City of Indianapolis, as co-insured, against the following liabilities and in the following amounts relative to such retail activity:

Personal injury: \$100,000.00/\$300,000.00.

Property damage: \$25,000.00/\$50,000.00.

(d) Sec. 17-833. Agreement to indemnify and hold harmless. The licensee shall provide a document, approved by the corporation counsel, in which he the licensee agrees to indemnify and hold harmless the city for losses or expenses arising out of the operation of carts.

Sec. 17-818. Special events permits.

(a) After December 31, 1989, the controller may issue special event permits to licensees under this division to operate at the sites of special events.

(b) Upon request by any licensee or whenever the controller determines such permits are consistent with this article, the controller shall designate the number of such permits to be issued for such events and the duration of such permits.

(c) The controller shall issue such permits in rotation to licensees.

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(d) Licensees receiving such special permits shall abide by such restrictions as the controller may impose on such permits and also comply with such restrictions as the special event sponsor may require.

~~(g) (c)~~ public festivals Carts may not be operated or located in the area used for ~~an outdoor~~ public festival event, or within four hundred (400) feet of such area unless the controller gives written permission. This written permission may set forth requirements and conditions which must be met by licensees.

Sec. 17-809 ~~812~~. Restrictions on operation.

Each licensee, his agents and employees, shall comply with the following restrictions on cart operation:

(a) Limitations on selling:

(1) Only beverages, ~~flowers~~ and food may be carried on or sold from a licensed food cart, only flowers from a licensed flower cart, and only frozen food from a licensed frozen food cart.

~~(7)(2)~~ Such retail sales shall not be accomplished by crying out or hawking.

~~(9)(3)~~ A device may not be used which would amplify or direct sound and attention may not be drawn to such retail sales by any aural means or a light-producing device.

~~(10)(4)~~ Such retail sales may not be made to any person in or on any motorized vehicle.

~~(11)(5)~~ Beverages, dispensed in disposable cans, shall have any separable opening tabs removed at the time the cans are sold, unless otherwise requested by the purchaser.

(b) Prohibited locations:

~~(2)(1)~~ No cart may be located in any public park or plaza, without written authorization from the governmental agency with general jurisdiction or control over said park or plaza.

~~(12)(2)~~ The operator of a cart may not dispense beverages or food on the same side of the street within fifty (50) feet of a primary entry way into a ground level retail food establishment ~~unless written approval is first obtained from the operator of such establishment and filed with office of the controller. The operator of a cart may not sell flowers on the same side of the street within fifty (50) feet of a primary entry way into a ground level retail flower establishment unless written approval is first obtained from the operator of such establishment and filed with the office of the controller.~~

~~(13)(3)~~ No cart may be located or make such retail sales in that part of a right-of-way utilized for motor vehicle traffic (commonly referred to as a street), a street median strip or an alleyway.

~~(14)(4)~~ No cart may be placed nor may such retail sales be made within twenty (20) feet of any posted bus stop, taxi stand, crosswalk, driveway or alleyway, within twenty (20) feet of the point at which the right-of-way lines of two (2) or more streets intersect or within six (6) feet of any building entrance, display window or walk-up window.

~~(15)(5)~~ No cart may be parked or located nor may beverages, flowers or food be dispensed in a manner which would significantly impede or prevent the use of any sidewalk or public area, or which would endanger the safety or property of the public.

(6) After December 31, 1989 carts shall be operated within the central city only if a franchise permit has been issued for the cart pursuant to Division 3 of this article and only within the franchise area for which such permit is issued.

(c) Operational requirements:

~~(3)(1)~~ The licensee, his agents and employees shall be required to obey the commands of law enforcement officers or firemen with respect to activity carried out on the sidewalks or public area, including the removal of the cart and cessation of such retail sales.

~~(4)(2)~~ The cart must be taken from the sidewalk or public area when such retail sales are not being conducted.

~~(5)(3)~~ No cart may be permanently or temporarily affixed to any fixed object, including but not limited to buildings, trees, signs, telephone poles, streetlight poles, traffic-signal poles or fire hydrants.

~~(14)(4)~~ Carts may be placed and such retail sales may be made only on sidewalks which provide at least fourteen (14) feet of width from the curb line to the property line; provided that, a person licensed under this article may petition the city controller to allow operation of a cart on a specified sidewalk having a width of



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less than fourteen (14) feet. Such petition may be approved by the city controller only after the department of transportation and the department of metropolitan development have approved the petition.

~~(16)(5)~~ Each cart must prominently display the license allowing such retail sales for public inspection at all times.

~~(17)(6)~~ Each cart is to be operated by one and only one person and shall not be left unattended.

~~(19)(7)~~ No cart may be used to advertise the product or service of another.

~~(20)(8)~~ No cart shall display advertising decals or decorative embellishments not included in the original design approval.

~~(25)(9)~~ Carts may not make use of any public or private electrical outlet while in operation or while located on a street or sidewalk.

(d) General requirements:

~~(6)(1)~~ Efforts shall be made by the licensee to protect the sidewalk or public area against littering. Each cart must have an adequate trash receptacle which is emptied sufficiently often to allow disposal of litter and waste by the public at any time. The trash receptacle on the cart shall not be emptied into trash receptacles owned by the city.

~~(8)(2)~~ Pedestrians shall not be exposed to any undue safety or health hazard nor shall a public nuisance be created.

~~(21)(3)~~ Each cart shall be maintained free and clear of dirt, and finishes shall not be chipped, faded or unduly marred.

~~(22)(4)~~ Foods which present a substantial likelihood that liquid matter, particles or part of the food will drop to the street or sidewalk during the process of carrying or eating the food, shall be sold in proper containers.

~~(23)(5)~~ All carts licensed to sell food or beverages must place a nonporous material on the sidewalk beneath their carts in order to prevent spillage from the cart, staining or otherwise damaging the area around the carts. Acceptable materials include artificial turf, grass mats, or indoor/outdoor carpeting.

~~(24) All operators of food carts licensed as peddlers pursuant to Chapter 17, Article XXIII, of the Code of Indianapolis and Marion County, Indiana, are also required to place a nonporous material beneath their carts in order to prevent staining or other damage to the area around the cart. Acceptable materials include artificial turf, grass mats, or indoor/outdoor carpeting.~~

Sec. 17-810 820. Restrictions on operation imposed by regulation.

The controller may by regulation impose appropriate conditions on the operation of carts by a licensee, his agent or employee in order to further the purposes of this article.

(1) The controller shall in accordance with this article limit the locations at which a cart may be operated or times during which a cart may be operated.

(2) The controller shall designate the kind of food, frozen food, flowers and beverages which may be sold. ~~(For example, the controller may require that the cart confine its retail sales to the sale of flowers.)~~ The limits on the kind of retail sales which may be carried out established by the controller for one license may be different from those established for other licenses. The controller may make changes in the limits on the kind of retail sales which may be carried out at the end of the license term.

~~(3) The controller may by regulation forbid operation of a cart of a specified distance from an outdoor public festival or require that the licensee meet additional requirements imposed on all vendors by the organizers of an outdoor public festival.~~

~~(4)(3)~~ The controller may by regulation require compliance with other reasonable conditions.

Sec. 17-811 821. Inspection.

Each licensee and employee of a licensee shall comply at all times with all statutes, ordinances and regulations relating to the operation of the carts and shall allow an inspection by persons assigned to such duty by the health and hospital corporation, the division of code enforcement, a department of the state or the controller. If, upon inspection, any beverages, flowers or food shall be found unwholesome, stale, diseased, spoiled or otherwise unfit

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for its intended purpose, the products shall forthwith be condemned and removed by the licensee from the vehicle or other place where found and destroyed; such products shall be neither sold nor given away.

### Sec. 17-812 ~~822~~. Identification cards.

Each licensee shall file with the controller the name and address together with two (2) photographs, two (2) inches by two (2) inches, of each employee who will be operating a cart and shall obtain from the controller an identification card for each employee. The identification card shall show the name and address of the employee, his photograph and the name and address of the holder of the cart license. The identification card shall be carried by the employee during all times he operates a cart and shall be exhibited at any time on demand.

### Sec. 17-813 ~~823~~. Compliance with law.

As to each licensee, his agent or employee, under this article and each person so engaged in or operating any of the kinds of business covered by this article, each person shall comply with and obey all provisions of this Code and zoning ordinances which are at any time applicable thereto, and any other ordinances and all statutes relating to such business and to the conduct thereof.

### Sec. 17-824 ~~824~~. Restrictions on licensing which would tend to lessen competition.

~~(a) No person shall hold the licenses for more than three (3) carts.~~

~~(b) No person who is in any way associated with one licensee under this article may be in any way associated with another licensee. For the purposes of this subsection, "associated with" means to have any financial interest in, to have any influence over the management or operation of, or to be an officer, employee or agent for a licensee. Violation of the provisions of this subsection shall be grounds for the denial of the application of any applicant and the immediate revocation of the license of any licensee.~~

## DIVISION 3. CENTRAL CITY FRANCHISES

### Sec. 17-825. Central city permits.

(a) The controller shall issue central city franchise permits to the food cart vendor licensees for the respective franchise areas allocated through the process provided in Sec. 17-827.

(b) The controller may issue central city franchise permits to not more than ten (10) frozen food cart vendor licensees. Such permits shall designate the franchise areas in which the permittee may obtain. If more than ten (10) frozen food cart vendor licenses request such permits, the controller shall conduct a random drawing among the licensees in a manner similar to that provided in Sec. 17-827.

(c) The controller may issue central city franchise permits to not more than ten (10) flower cart vendor licensees. Such permits shall designate the franchise areas in which the permittee may operate. If more than ten (10) flower food cart vendor licensees request such permits, the controller shall conduct a random drawing among the licensees in a manner similar to that provided in Sec. 17-827.

(d) No person shall be issued more than three (3) food cart vendor's licenses, more than two frozen food cart vendor's licenses, more than two flower cart vendor's licenses, or more than a total of four licenses under this section.

### Sec. 17-824 ~~826~~. Franchise areas designated.

(a) The central city, and other areas of the city designated by the director of the department of metropolitan development, shall be divided into distinct franchise areas. The city controller on or before July 15, 1989, and thereafter before July 15 of each year (and within sixty days after other areas may be designated) shall divide the central city into not less than thirty (30) nor more than fifty (50) distinct franchise areas and certify to the clerk of the council a map showing the boundaries of each franchise area.

(b) Sec. 17-806. Purposes. The purposes of establishing such franchise areas are to allowing the operation of carts is to for benefit to the residents of the city as a whole by promoting pedestrian traffic in the downtown, making the downtown visually more attractive and making a product conveniently available to members of the public without creating disadvantages for residents of the city by creating a health or safety hazard or unreasonably impeding pedestrian flow.

(c) Sec. 18-823. Restrictions on number of cart licenses. The controller shall determine: (1) The total number of franchise areas which may be licensed are established hereunder are based on consideration of the following:

- (1) The effect on pedestrian flow and safety in public areas and sidewalks;
- (2) The effect on promoting pedestrian traffic and making the downtown visually more attractive;

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- (3) The effect upon the business of existing licensees and other retail sales of beverages, flowers and food;
- (4) Whether the public is being adequately served by existing licensees and other retail sale of food, flowers or beverages.

~~(5) Such other factors as the controller deems necessary.~~

(d) Each franchise area shall be configured to accommodate a single food cart vendor. Two food cart vendors may be permitted in a single franchise area if the controller determines there to be no rational basis for dividing it into two areas. Each franchise area shall be numbered consecutively, and if two food vendor carts are to be permitted in an area shall be designated by the number 2 in parenthesis following the area number.

(e) On or before August 15 of the year franchise areas are certified by the controller, the council may amend such areas. Such franchise areas as amended, or as certified if not so amended, shall be in effect until the next certification hereunder.

Sec. 17-827. Allocation of franchise areas.

(a) On or before August 20, 1989, and thereafter on or before August 20 of each year, the holder of any non-protected franchise may notify the controller that the holder elects to protect such non-protected franchise area for the next annual license period. If such holder is otherwise qualified for renewal of that license, the Controller shall allocate such franchise area to such holder as a protected franchise area.

(b) Between September 1 and September 30, 1989 and thereafter between September 1 and September 30 of each year, the controller shall conduct a public drawing to allocate all non-protected franchise areas for a term beginning January 1 and ending December 31 of the following year.

(c) At least twenty (20) days prior to the public drawing the controller shall give notice of such drawing by mail to each food vendor's cart licensee and by publication as provided in IC 5-3-1-2(i). Such notice shall state the time, date and place of the drawing, a list of all franchise areas available for selection at such drawing, and a general description of the method by which the drawing shall be conducted.

(d) Each licensee, whose license is not assigned to a protected franchise area, may participate in the drawing by paying a participation fee of twenty-five dollars (\$25.00) per license before September 1 of the year of a drawing. Such fee shall be non-refundable. Participating licensees and non-protected franchise areas shall be drawn at random. Successful participants may within forty-eight hours after the drawing, trade franchise areas. The remaining licensees shall be drawn and shall be eligible in that order for any franchise areas becoming available before the next drawing. It shall be unlawful for any participant to offer or accept any thing of value as consideration for trading franchise areas.

Sec. 17-828. Franchise Permit.

Whenever a central city franchise permit is issued, the controller shall furnish insignia to be affixed to the cart which shall identify the franchise area in which the cart is permitted to operate.

Sec. 17-829. Area and times of Restrictions on operations in franchise areas.

(a) Hours of operation. Operators of carts selling food and beverages, or flowers shall may place their carts for operation only as allowed by the following schedule: anytime and

Monday thru Friday:

6:00 a.m. to 11:00 a.m.

1:30 p.m. to 6:00 p.m.

Anywhere in the licensee's assigned zone franchise area except as restricted below that between

11:00 a.m. to and 1:30 p.m., Monday through Friday.

Carts from which food or beverage are sold may be placed for operation only within two (2) locations specified by the controller in each zone franchise area. One (1) zone location shall be on or directly abutting a public park or plaza within such zone franchise area as directed by the controller. The boundaries of these locations shall be defined by the controller. In each zone dual franchise area, the controller, shall schedule the two (2) carts for the locations in such a manner so that each licensee has approximately equal access to business opportunities (e.g., each cart at one (1) location on alternate days).

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~~6:00 p.m. to 6:00 a.m.~~

~~Any zone designated except as restricted by this article or other applicable law or regulation or order of the controller.~~

### Saturday and Sunday

~~Any zone designated except as restricted by this article or other applicable law or regulation or order of the controller.~~

~~The date of holiday observance of Memorial Day, Independence Day and Labor Day shall be the date established by the city-county council; or, if no date is established by the council, by state law.~~

~~(d)(b)~~ Separation of carts. A cart may not be placed for operation at a location within forty (40) feet of a place where another cart is placed for operation. Where two (2) or more carts are so located, the cart which has been most recently located in violation of this provision shall be required to move so as not to be in violation.

~~(e)(c)~~ Prohibited locations. A cart may not be placed for operation at a location directly in front of the primary entrance to a retail business, office building or church. The area in which a cart may not be placed is defined by the doorway line, lines running on either side of the door to the nearest curb, and the curb lines.

~~(f)(d)~~ City Market Square. During the hours from 6:00 a.m. to 6:00 p.m., Monday through Saturday, except holidays when the City of Indianapolis offices or Marion County offices are closed, carts may not be located or operated within an area bounded as follows:

North--The north right-of-way line of Ohio Street;  
South--The south right-of-way line of Market Street;  
West--The west right-of-way line of Delaware Street; and  
East--The east right-of-way line of Alabama Street.

### DIVISION 4. REVOCATION AND ENFORCEMENT.

Sec. 17-834 ~~830~~. Revocation for nonuse.

The controller may, following a hearing, revoke ~~the any food vendor's cart license for a cart~~ if that cart has not been used annually for retail sales for the minimum number of days indicated at specified dates:

Minimum days of use	Dates
20	May 1
50	July 1
80	September 1

Sec. 17-835 ~~831~~. Revocation of license for violation of requirements.

The controller may, after a hearing, revoke a license for a cart or, if appropriate, revoke all of the licenses for carts held by a single licensee, if it is found:

- (1) The application contained a material misstatement;
- (2) The licensee, his agent or employee is not currently complying with section 17-831 ~~806~~, ~~17-832~~ or 17-833 ~~826~~;
- (3) The licensee, his agent or employee has been found to have violated a health code or zoning requirement while operating a cart;
- (4) The licensee, his agent or employee is in significant violation of any section of this article; or
- (5) The licensee, his agent or employee has been found to be in violation of section 17-6 of this chapter.

Sec. 17-814 ~~832~~. Penalty for violations.

~~(a)~~ Any violation of any provision of this article shall be subject to the general penalty for violating this Code as contained in section 1-8, ~~in addition~~. Any license issued pursuant to this article may be suspended or revoked by the controller as provided by Division ~~2~~ 4 of this article.

~~(b)~~ Any three (3) convictions of violations of Article XXIII of the Code of Indianapolis and Marion County, Indiana, or of regulations issued by the controller, within any twelve (12)-month period of time shall be an automatic



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cause for license revocation of that cart license for the balance of the current licensee period with no repayment of licensing fees.

Sec. 17-~~838~~ 833. Appeals to license review board.

A decision of the controller made under Sec. 17-~~824~~ 811, ~~17-827~~, 17-~~834~~ 830, ~~17-835~~ or 17-~~836~~ 831 is appealable to the license review board pursuant to Sec. 17-68 of this chapter. Other decisions made by the controller under this article are not appealable to the license review board.

Sec. 17-834. Transitional Rules.

(a) Persons, who upon the effective date of this ordinance, hold valid cart vendor's licenses under the provisions of Chapter XXIII superceded by this ordinance, shall be entitled to renewal of those licenses for the balance of the calendar year 1989, upon payment of the renewal fee of one hundred dollars (\$100.00). Provided that in no event shall the number of licensed carts exceed fifty-one (51), no more than thirty-five (35) of which shall be for the sale of food and beverages and no person shall be the owner of more than three (3) food cart vendor's licenses.

(b) Persons whose licenses are renewed pursuant to subsection (a) shall be entitled to continue operation within the cart zones to which they are currently assigned until December 31, 1989.

(c) Any person holding one or more cart zone assignments pursuant to subsection (b) may protect one or two franchise areas designated pursuant to Sec. 826 in which such person is operating by filing an election with the controller as provided in Sec. 17-827. All franchise areas not so protected shall be available for assignment as provided in Sec. 17-827.

(d) Until December 31, 1989, licenses renewed pursuant to Subsection (a) shall comply with all the provisions of this article except that the operation of food cart vendors in the central city shall not be subject to Sec. 17-827, but shall be subject to the following section 17-835.

Sec. 17-~~808~~ 835. Area and times of operation, during 1989.

(a) Location restricted. Carts licensed pursuant to this article may be operated only in the geographic area bounded as follows: North--16th Street; east--East Street/Central Street; south--South Street; west (going from south to north)--West Street, West Washington Street, White River, Fall Creek.

(b) Zones. Until December 31, 1989, the seventeen (17) zones previously established by the controller shall continue for beverages, food, and flowers sold from carts. Up to three (3) licenses may be assigned to any one (1) zone. Except where more existed on November 1, 1987, in any one (1) zone two (2) will be for food, beverage, or both; and one (1) for flowers. Assignment of each license to a particular zone shall be made by the controller, when a new license is issued.

(c) Hours of operation. Operators of carts selling food, beverages, or flowers shall place their carts for operation only as allowed by the following schedule:

Monday thru Friday:

6:00 a.m. to 11:00 a.m.

1:30 p.m. to 6:00 p.m.

Anywhere in the licensee's assigned zone except as restricted below.

11:00 a.m. to 1:30 p.m.

Carts from which food or beverage are sold may be placed for operation only within two (2) locations specified by the controller in each zone. One (1) zone shall be on or directly abutting a public park or plaza within such zone as directed by the controller. The boundaries of these locations shall be defined by the controller. In each zone, the controller, shall schedule the two (2) carts for the locations in such a manner so that each licensee has approximately equal access to business opportunities (e.g., each cart at one (1) location on alternate days).

6:00 p.m. to 6:00 a.m.

Any zone designated except as restricted by this article or other applicable law or regulation or order of the controller.

Saturday and Sunday

Any zone designated except as restricted by this article or other applicable law or regulation or order of the controller.

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The date of holiday observance of Memorial Day, Independence Day and Labor Day shall be the date established by the city-county council; or, if no date is established by the council, by state law.

(d) Separation of carts. A cart may not be placed for operation at a location within forty (40) feet of a place where another cart is placed for operation. Where two (2) or more carts are so located, the cart which has been most recently located in violation of this provision shall be required to move so as not to be in violation.

(e) Prohibited locations. A cart may not be placed for operation at a location directly in front of the primary entrance to a retail business, office building or church. The area in which a cart may not be placed is defined by the doorway line, lines running on either side of the door to the nearest curb, and the curb lines.

(f) City Market Square. During the hours from 6:00 a.m. to 6:00 p.m., Monday through Saturday, except holidays when the City of Indianapolis offices or Marion County offices are closed, carts may not be located or operated within an area bounded as follows:

North--The north right-of-way line of Ohio Street;  
South--The south right-of-way line of Market Street;  
West--The west right-of-way line of Delaware Street; and  
East--The east right-of-way line of Alabama Street.

(g) Public festivals. Carts may not be operated or located in the area used for an outdoor public festival, or within four hundred (400) feet of such area unless the controller gives written permission. This written permission may set forth requirements and conditions which must be met by licensees.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 98, 1989. Councillor Curry reported that the Administration Committee heard Proposal No. 98, 1989, on March 9, 1989. The proposal amends the Code, Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Curry, for adoption.

Councillor Curry indicated that there is presently discussion in the state legislature concerning this issue.

Councillor Hawkins voiced his full support for this proposal.

Proposal No. 98, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Solenberg, Stewart, Strader, Williams*

1 NAY: *West*

3 NOT VOTING: *Brooks, Giffin, Shaw*

Councillor Brooks abstained due to a possible conflict of interest.

Proposal No. 98, 1989, was retitled GENERAL ORDINANCE NO. 24, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 24, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", specifically Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

March 20, 1989

SECTION 1. Section 17-650 of the "Code of Indianapolis and Marion County, Indiana", be, and is hereby amended by deleting the stricken-through text to read as follows:

Sec. 17-650. Liability insurance.

(a) No license shall be issued pursuant to this article unless the applicant therefor has filed a public liability insurance policy with the controller which covers each taxi or limousine to be used in the licensed business and complies with the requirements of subsections (b) or (c).

(b) Each taxi licensee under this article shall maintain in effect at all times the public liability insurance required by subsection (a), which will indemnify anyone injured by any of the licensee's drivers or by anyone operating any of the licensee's taxis. The liability insurance shall be not less than one hundred thousand dollars (\$100,000.00) combined limit coverage for personal injury and property damage beginning ~~in calendar year 1987, and three hundred thousand dollars (\$300,000.00) combined limit coverage for personal injury and property damage beginning on April 1, 1989.~~

(c) Each limousine licensee under this article shall maintain in effect at all times the public liability insurance required by subsection (a), which will indemnify anyone injured by any of the licensee's drivers or by anyone operating any of the licensee's limousines. The liability insurance shall be not less than five hundred thousand dollars (\$500,000.00) combined limit coverage for personal injury and property damage.

(d) The policy of insurance required by subsection (a) shall contain endorsements in accordance with 49 CFR section 387.39 (Form MCS-90B). Such policy on insurance shall remain in effect continuously until terminated. Cancellation may be effected only by the insurer or the insured giving thirty-five (35) days' notice in writing to the other, such notice to commence on the date the notice is mailed, with proof of mailing being sufficient proof of notice. Such public liability insurance policy shall contain an endorsement which shall provide that cancellation may be affected by the insurer only upon providing thirty (30) days prior written notice to the controller of the intention to cancel, with the thirty (30) days' notice to commence from the date the notice is received by the controller.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 103, 1989. Councillor Durnil reported that the Committee heard Proposal No. 103, 1989, on March 2, 1989. The proposal approves the sale of certain real estate of the Department of Parks and Recreation. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 103, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Solenberg, Stewart, Strader, West, Williams*  
0 NAYS  
5 NOT VOTING: *Borst, Giffin, Hawkins, Jones, Shaw*

Proposal No. 103, 1989, was retitled SPECIAL RESOLUTION NO. 19, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 19, 1989

A SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Parks and Recreation.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council approves, pursuant to I.C. 36-1-11-3, the sale of the following real property by the Department of Parks and Recreation:

LOCATION

APPRAISED VALUE

East side of 1400 block  
of South Keystone Avenue  
South side of Pleasant Run Creek

\$38,000

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 117 and 156, 1989. Councillor SerVaas stated that if there was no objection, these two proposals would be voted on together. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 117 and 156, 1989, on March 1, 1989. PROPOSAL NO. 117, 1989, amends the Code by authorizing a one-way stop on 52nd Street at Porters Pike. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. PROPOSAL NO. 156, 1989, amends the Code by authorizing a 4-way stop at Mud Creek Road and 86th Street. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Solenberg, for adoption. Proposal Nos. 117 and 156, 1989, were adopted on the following roll call vote; viz:

26 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams

0 NAYS

3 NOT VOTING: Borst, Giffin, Hawkins

Proposal No. 117, 1989, was retitled GENERAL ORDINANCE NO. 25, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 25, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 3	Potters Pike (SB) & 52nd St	Potters Pike (SB)	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 156, 1989, was retitled GENERAL ORDINANCE NO. 26, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 26, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 1	Mud Creek Rd & W. 86th St	W. 86th St	Stop



March 20, 1989

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
7, Pg. 1	Mud Creek Rd & 86th St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 141, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 141, 1989, on March 9, 1989. The proposal establishes an ad-hoc committee to review the operations of the Central Equipment Management Division. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 141, 1989, As Amended, was adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

2 NAYS: *Gilmer, Mukes-Gaither*

2 NOT VOTING: *Borst, Giffin*

Proposal No. 141, 1989, was retitled COUNCIL RESOLUTION NO. 35, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 35, 1989

A COUNCIL RESOLUTION establishing a Fleet Management Study Committee.

WHEREAS, the purchase, maintenance, and timely repair of vehicles and equipment are important, but expensive, items for any well-run city; and

WHEREAS, this subject affects nearly all city and county departments and agencies; and

WHEREAS, the Indianapolis City-County Council wishes to study the vehicle and equipment maintenance and management operations of Indianapolis and Marion County in more detail; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby creates a special Fleet Management Study Committee to study all Indianapolis and Marion County vehicle and equipment maintenance and management operations.

SECTION 2. The goals of said committee are to be:

(a) To study the efficiency, productivity and cost effectiveness of the existing garages and fleet purchasing and management systems from both an operational and a strategic or overall perspective.

(b) To research the relationship between the repair and maintenance operation, and the vehicle and equipment users.

(c) To analyze the optimal service and costs of functions done by the private and public sectors, or any combinations thereof.

(d) To study any other related aspects of fleet management which may help minimize costs and maximize service for the ultimate benefit of the people of Indianapolis and Marion County.

SECTION 3. The council president shall appoint three (3) council members who shall in turn identify and work with experts from outside of local government who are knowledgeable in vehicle and machinery purchasing, repair, servicing, maintenance (including preventative) and in fleet management, to serve as members on this special committee.

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SECTION 4. The committee shall proceed with impartial judgment, shall seek voluntary cooperation with the management and employees of the affected city and county facilities, make periodic reports of its research, and prepare a final report to the council president and to the mayor.

SECTION 5. All committee meetings shall be open to the public; and Section 5.01 of City-County Fiscal Ordinance No. 93, 1988, shall apply.

SECTION 6. This resolution shall expire September 30, 1989, unless granted an extension to finalize the committee's work by the council president.

SECTION 7. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President recessed the City-County Council for purposes of convening the Police Special Service District at 10:13 p.m.

**SPECIAL SERVICE DISTRICT COUNCILS**

**POLICE SPECIAL SERVICE DISTRICT**

**SPECIAL ORDERS - PUBLIC HEARING**

A quorum being present, the President called the Police Special Service District Council to order at 10:13 p.m.

PROPOSAL NO. 151, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 151, 1989, on March 8, 1989. The proposal appropriates \$20,000 for the Department of Public Safety, Police Division, for the Victim Assistance Program to produce a rape awareness video for educational purposes. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public hearing at 10:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 151, 1989, was adopted on the following roll call vote; viz:

*17 YEAS: Borst, Boyd, Coughenour, Curry, Dowden, Golc, Hawkins, Holmes, Howard, Irvin, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, West*

*11 NAYS: Brooks, Clark, Cottingham, Durnil, Gilmer, Jones, McGrath, Moriarty, Schneider, Strader, Williams*

*1 NOT VOTING: Giffin*

Proposal No. 151, 1989, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1989, and reads as follows:

**POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 3, 1989**

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Police Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Police Service District Fund.

**BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Police Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Department of Public Safety, Police Division, for the Victim Assistance Program to produce a rape awareness video for educational purposes.

March 20, 1989

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY  
POLICE DIVISION

3. Other Services & Charges  
TOTAL INCREASE

POLICE SPECIAL SERVICE DISTRICT  
POLICE SERVICE DISTRICT FUND

\$20,000  
\$20,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Police Service District Fund  
TOTAL REDUCTION

POLICE SPECIAL SERVICE DISTRICT  
POLICE SERVICE DISTRICT FUND

\$20,000  
\$20,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Police Special Service District Council, the President reconvened the City-County Council at 10:25 p.m.

### NEW BUSINESS

Councillor Coughenour indicated that new Air Pollution Regulations as distributed will go into effect on April 9, 1989, unless action of the Council is required. There were no requests stated.

Councillor Schneider expressed that he read in the paper about how someone out on bond murdered another. This raised concerns to him about the strictness on those people getting out on bond. Concerns he has deals with how the bond amount is set; is the bond determined by the judge; and could the bonds be more strict than what they are now. Councillor SerVaas asked that Councillor Dowden look into this and possibly bring it before the Public Safety and Criminal Justice Committee for study.

### ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, upon motion duly made and seconded, the meeting adjourned at 10:25 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 20th day of March, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, APRIL 10, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:17 p.m. on Monday, April 10, 1989, with Councillor SerVaas presiding.

Councillor Coughenour lead the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Solenberg introduced members of the National Rifle Association who were present for the introduction of Proposal No. 225, 1989.

Councillor McGrath introduced Greg Dickson, Assistant Pastor of the Indianapolis Baptist Temple, and Gene Hood, Reverend of the Independent Nazarene of Beech Grove, and also members from the congregation of the two churches, who were present for the introduction of Proposal No. 225, 1989.

## OFFICIAL COMMUNICATIONS

David Frick gave a brief Super Bowl Report to the Council. He stated that in March the bids were taken, and on May 24 Indianapolis will give their final presentation for the Super Bowl of 1992 to be held in Indianapolis.

He indicated that Indianapolis is the only City in the country that has a Convention Center attached to the Hoosier Dome. He is encouraged that Indianapolis has a good possibility of being selected as the location for 1992; reasons being: the parking is abundant, over 3,000 hotel rooms in walking distance, a central location in the country, and the City has the experience in hosting world events, for example, the Pan Am Games.

Mr. Frick showed the film that he will be using for the presentation in May. The music in the film was "Indianapolis Indeed", sung by Sandi Patti, and there were shots of various monuments, etc. in Indianapolis.

After the film, he presented the Councillors with T-shirts with the logo "Super Bowl 1992 in Indianapolis."

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, April 10, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

March 27, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, March 30, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 172, 173, 175, 176, 177, 180, 181 and 185, 1989, to be held on Monday, April 10, 1989, at 7:00 p.m. in the City-County Building.

*April 10, 1989*

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

March 27, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 27, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Recreation and Sports, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 28, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Five Hundred Thirty-nine Thousand Nine Hundred Ninety Dollars (\$539,990) in the Consolidated County Cumulative Capital Development Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 29, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Three Hundred Forty-eight Thousand Seven Hundred Eighty Dollars (\$2,348,780) in the City Cumulative Capital Development Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund.

FISCAL ORDINANCE NO. 30, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Thirty Thousand Dollars (\$130,000) in the City General Fund for purposes of the Department of Administration, Finance Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 31, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-nine Thousand Two Hundred Dollars (\$29,200) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 32, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 33, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Nine Hundred Five Thousand Eight Hundred Sixty-nine Dollars (\$1,905,869) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

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FISCAL ORDINANCE NO. 34, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the Consolidated County Cumulative Capital Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Consolidated County Cumulative Capital Fund.

GENERAL ORDINANCE NO. 22, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 23, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food From Carts.

GENERAL ORDINANCE NO. 24, 1989, amending the "Code of Indianapolis and Marion County, Indiana", specifically Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989.

GENERAL ORDINANCE NO. 25, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 26, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

SPECIAL RESOLUTION NO. 18, 1989, honoring Barbara S. Gole.

SPECIAL RESOLUTION NO. 19, 1989, approving the sale of certain real estate of the Department of Parks and Recreation.

COUNCIL RESOLUTION NO. 35, 1989, establishing a Fleet Management Study Committee.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

March 27, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE POLICE SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinance:

FISCAL ORDINANCE NO. 3, 1989, amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Police Special Service District Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Police Special Service District Fund.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III



## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journals of September 26, 1988, October 10, 1988, October 24, 1988, November 14, 1988, November 28, 1988, December 12, 1988, January 9, 1989, January 23, 1989, February 6, 1989, February 27, 1989 and March 20, 1989. There being no additions or corrections, the minutes were approved as distributed.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 233, 1989. This proposal honors Lawrence North High School for winning the 1989 IHSAA Boys Basketball State Championship. Councillor Schneider, accompanied by the other sponsors, Councillors Solenberg, Rhodes and Dowden, read the resolution and presented a framed document to Coach Jack Keefer and those team members present. Councillor Schneider moved, seconded by Councillor Solenberg, for adoption. Proposal No. 233, 1989, was adopted by unanimous voice vote.

Proposal No. 233, 1989, was retitled SPECIAL RESOLUTION NO. 20, 1989, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION NO. 20, 1989**

A SPECIAL RESOLUTION honoring Lawrence North High School for winning the 1989 IHSAA Boys Basketball State Championship.

WHEREAS, the Lawrence North High School Wildcats captured the 1989 IHSAA Boys Basketball State Championship title on March 25, 1989, with a 74-57 victory over Kokomo High School; and

WHEREAS, the route to victory included tournament wins over Chatard, Broad Ripple, Cathedral, Southport, Brebeuf, Triton Central, Muncie South, South Bend St. Joseph's and finally, Kokomo; and

WHEREAS, although Lawrence North was ranked only twelfth in the season's final Associated Press media poll, the team set a new state record in three-point goals, averaged an impressive 15.6 points victory margin during the nine tournament games, and became the first Indianapolis township school to ever win this prestigious 79 year-old state tournament.

### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council congratulates and recognizes the Lawrence North Wildcats winning team members, Carl Rainey, Damon Watts, Todd Richards, DeJuan Lewis, Todd Leary, James Long, Keith Berryhill, Ryan Hayden, Severn Gurnell, Victor Bush, Vince Davidson, Eric Montross, Dana Barnes, Jason Villas, Dan Scully, and Eddie Casiano.

SECTION 2. The Council further recognizes Head Coach Jack Keefer, Assistant Coaches Dave Erwin, Ralph Scott and Elmer Kurbursky, Athletic Trainer Pete Just, Superintendent Dr. Percy Clark, Principal William McColly, Athletic Director Ron Harris, Cheerleaders Julie Arkenau, Jill Baars, Alex Boston, Monica Davis, Jacquie Erwin, Jamie Henry, Genevieve Jacobs and Marynka Wilkerson, Managers Scott Cochran, Kelly Lacey and Denise Nelson, and Student Trainers James Robbins, Kendra Briney, and Kathi Petefish.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 234, 1989. This proposal honors Angelo Franceschina. Councillor Irvin, accompanied by the other sponsors, Councillors Strader, McGrath and Borst, read the resolution and presented a framed document to Angelo Franceschina. Mr. Franceschina expressed his appreciation for this honor, and thanked the Councillors, particularly the Southside Councillors, for all the help and support that they had given him with the various neighborhood projects. Councillor Irvin moved, seconded by Councillor Strader, for adoption. Proposal No. 234, 1989, was adopted by unanimous voice vote.

Proposal No. 234, 1989, was retitled SPECIAL RESOLUTION NO. 21, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 21, 1989

A SPECIAL RESOLUTION honoring Angelo Franceschina.

WHEREAS, Angelo Franceschina served as Administrative Director of the Fountain Square & Fletcher Place Investment Corporation from 1979 through March, 1989; and

WHEREAS, during those years Mr. Franceschina and the neighborhood organization parlayed a \$12,000 grant into a current \$1 million revolving loan fund for home ownership opportunities, started the Virginia Avenue commercial corridor revitalization loan fund, recruited new businesses, restored the Fletcher Place Methodist Church into offices and a community building, and established the Barrington Housing Fund to assist property owners in rehabilitating their properties within their neighborhood.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council honors and thanks Angelo Franceschina for the ten years of his life that he has given to the Fountain Square & Fletcher Place Investment Corporation and to the neighborhood. A great city can be no stronger than the sum of its individual neighborhood parts, and Angelo Franceschina leaves behind a "can do" legacy for this part of Indianapolis.

SECTION 2. The Council further wishes him the best of success as he takes his energy, abilities and vision to another neighborhood within the city, the Mapleton-Fall Creek Housing Development Corporation.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 235, 1989. This proposal supports efforts by the City of Indianapolis to host Super Bowl XXVI in 1992. After David Frick's thorough presentation earlier in the meeting, the Council supported this proposal. Councillor Borst moved, seconded by Councillor Clark, for adoption. Proposal No. 235, 1989, was adopted by unanimous voice vote.

Proposal No. 235, 1989, was retitled SPECIAL RESOLUTION NO. 22, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 22, 1989

A SPECIAL RESOLUTION supporting efforts by the City of Indianapolis to host Super Bowl XXVI in 1992.

WHEREAS, the City of Indianapolis has become a major destination for conventions and tourism, particularly major sporting events; and

WHEREAS, the Hoosier Dome has been lauded as a premier, first-class sports facility; and

WHEREAS, Indianapolis is a "can do" City and has hosted several world class sporting events; and

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WHEREAS, Indianapolis demonstrated to the world what could be accomplished by thousands of Hoosier volunteers and organizers during numerous world class events; and

WHEREAS, the only place for Super Bowl XXVI is Indianapolis Indeed; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby supports and encourages all efforts by the corporate community, by the public sector, and by private citizens who are working together to land the Super Bowl and to assure that the most successful sporting event in the world in 1992 will be Super Bowl XXVI.

SECTION 2. The City-County Council pledges its support of the Organizing Committee to ensure the safety of all citizens as well as visitors, and to further the "can do" image of Indianapolis to the rest of the world.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 184, 1989. This proposal approves the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works for a term ending December 31, 1989. Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 184, 1989, was adopted by unanimous voice vote.

Proposal No. 184, 1989, was retitled COUNCIL RESOLUTION NO. 36, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 36, 1989

A COUNCIL RESOLUTION approving the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works, for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-142 of the "Code of Indianapolis and Marion County, Indiana" a mayor's appointment of a Director of the Department of Public Works, is subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Patrick L. Stevens to serve as Director of the Department of Public Works at his pleasure for a term ending December 31, 1989; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Patrick L. Stevens is approved and confirmed by the City-County Council as Director of the Department of Public Works for a term ending December 31, 1989 to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 212, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$560 for the Franklin Township Assessor for forms and supplies for the copy machine purchased for that office"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 213, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$290 for the County Surveyor for stationery and office supplies"; and the President referred it to the County and Townships Committee.



PROPOSAL NO. 214, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$18,000 for the Lawrence Township Assessor to extend office hours and hire three additional people"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 215, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$10,000 for the Department of Parks and Recreation, Golf Division, for carpeting and to purchase concession equipment as a result of the operations change"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 216, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,000 for the Superior Court, Criminal Division, Room IV, because additional employees are needed to assist with sequestered juries during June and July"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 217, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$6,130 for the Marion County Community Corrections Agency to pay the 27th pay period in this fiscal year, due to an increase in pay periods because of the leap year"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 218, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,356 for the Marion County Community Corrections Agency to provide the completion of payments on the electronic monitoring contract"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 219, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$109,980 for the Prosecutor's Child Support IV-D Agency for their annual summer project and to purchase a voice response system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 220, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$311,921 for pre-trial services from the Municipal Courts to the Marion County Justice Agency to streamline operations and alleviate jail overcrowding"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 221, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the purchase and lease-back of real estate by the Indianapolis-Marion County Building Authority from the County of Marion on behalf of the Sheriff's Department"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 222, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION transferring to the Marion County Justice Agency Board responsibility for pre-trial services of its subject agencies"; and the President referred it to the Public Safety and Criminal Justice Committee.



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PROPOSAL NO. 223, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing J. Lloyd Grannan to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 224, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Mitchell E. Daniels, Sr. to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 225, 1989. Introduced by Councillor Boyd. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Chapter 20, Article VII, Weapons, by adding new Sections 20-191 through 20-194"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 226, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by adding a new Article IX in Chapter 20, dealing with the sale of tickets for the National Football League's "1992 Super Bowl" exhibition at the Hoosier Dome"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 227, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing an increase in loading zone rental fees from \$10.00 to \$20.00 per linear foot"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 228, 1989. Withdrawn.

PROPOSAL NO. 229, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the speed limit to be reduced from 40 MPH to 35 MPH on High School Road between Crawfordsville Road and 46th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 230, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Allisonville Road and 52nd Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 231, 1989. Introduced by Councillor Moriarty. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 3-way stop at the intersection of E. Pleasant Run Parkway South Drive and Kitley Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 232, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a traffic signal at the intersection of Franklin Road and Orchid Lane"; and the President referred it to the Transportation Committee.

#### **MODIFICATION OF SPECIAL ORDERS**

PROPOSAL NO. 240, 1989. Introduced by Councillor Irvin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving application

for designation of the Indianapolis Rubber Company as an Industrial Recovery Site"; the President withdrew this proposal because of the lateness of the submission.

PROPOSAL NO. 241, 1989. Introduced by Councillor Irvin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving application for designation of the Schwitzer Building as an Industrial Recovery Site"; the President withdrew this proposal because of the lateness of the submission.

### SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 211, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 211, 1989, on March 22, 1989. The proposal is a special resolution amending City-County Special Resolution No. 46, 1988, by extending the expiration date for the inducement resolution for Coburn Place Associates Limited. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 211, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Stewart, Strader, West*

0 NAYS

6 NOT VOTING: *Borst, Howard, Moriarty, Shaw, Solenberg, Williams*

Proposal No. 211, 1989, was retitled SPECIAL RESOLUTION NO. 23, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 23, 1989

A SPECIAL RESOLUTION amending City-County Special Resolution No. 46, 1988, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-12 and I.C. 36-7-11.9 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 46, 1988, (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Coburn Place Associates Limited (the "Company") which Inducement Resolution set an expiration date of March 31, 1989 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

#### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of March 31, 1989 contained therein and replacing said date with the date of September 30, 1989.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 236, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on March 17, 1989". The Council did not schedule Proposal No. 236, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 236, 1989, was retitled REZONING ORDINANCE NO. 77, 1989, and is identified as follows:

REZONING ORDINANCE NO. 77, 1989. 88-Z-130(B) 2ND AMEND. FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
3498, 3520 SOUTH POST ROAD (REAR), INDIANAPOLIS.  
EDWARD THOMAS, by Richard L. Brown, requests the rezoning of 2.07 acres, being in the A-2 district, to the C-1 classification to provide for the operation of boat sales storage, repairs and rental and for the construction of buildings to house the aforementioned activities.

PROPOSAL NO. 237, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on March 20, 1989". The Council did not schedule Proposal No. 237, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 237, 1989, was retitled REZONING ORDINANCE NO. 78, 1989, and is identified as follows:

REZONING ORDINANCE NO. 78, 1989. 84-Z-110 AMENDED PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24  
4001 EAST SOUTHPORT ROAD, INDIANAPOLIS.  
CARL W. RITCHIE, by Lawson J. Clarke, II, requests the rezoning of 2.97 acres, being in the C-2 and C-4 districts, to the C-6 classification to provide for the construction of a Dollar Inn Motel.

PROPOSAL NOS. 238 - 239, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on March 28, 1989". The Council did not schedule Proposal Nos. 238 - 239, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 238 - 239, 1989, were retitled REZONING ORDINANCE NOS. 79 - 80, 1989, and are identified as follows:

REZONING ORDINANCE NO. 79, 1989. 88-Z-280 AMENDED WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
502 SOUTH GERMAN CHURCH ROAD, INDIANAPOLIS.  
LAND INNOVATORS COMPANY, by Raymond Good, requests the rezoning of 129.9 acres, being in the A-2 district, to the D-3 classification to permit residential development.

REZONING ORDINANCE NO. 80, 1989. 88-Z-283 AMENDED WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
502 SOUTH GERMAN CHURCH ROAD, INDIANAPOLIS.  
LAND INNOVATORS COMPANY, by Raymond Good, requests the rezoning of 97.68 acres, being in the A-2, D-3, D-6II and C-4 districts, to the D-2 classification to provide for residential development.

PROPOSAL NOS. 242 - 250, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 7, 1989". The Council did not schedule Proposal Nos. 242 - 250, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 242 - 250, 1989, were retitled REZONING ORDINANCE NOS. 81 - 89, 1989, and are identified as follows:

REZONING ORDINANCE NO. 81, 1989. 88-Z-198 AMENDED PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
APPROX. 3501 WEST 71ST STREET, INDIANAPOLIS.  
STARK DEVELOPMENT CORPORATION, by Stephen D. Mears, requests the rezoning of 162.99 acres, being in the A-2 district, to the D-3 classification to provide for the development of single-family residences.

REZONING ORDINANCE NO. 82, 1989. 88-Z-199 AMENDED PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
APPROX. 3202 WEST 62ND STREET, INDIANAPOLIS.  
STARK DEVELOPMENT CORPORATION, by Stephen D. Mears, requests the rezoning of 90.85 acres, being in the A-2 district, to the D-5 classification to provide for the development of single-family residences.



REZONING ORDINANCE NO. 83, 1989. 88-Z-284 AMENDED PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 8

4625 LAFAYETTE ROAD, INDIANAPOLIS.

RICHARD A. AND FLORENCE G. WEST, by Charles T. Gleason, requests the rezoning of 2.92 acres, being in the D-3 and A-2 districts, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 84, 1989. 89-Z-42 (89-DP-2) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

7606 EAST 82ND STREET, INDIANAPOLIS.

ABUNDANT LIFE CHURCH requests the rezoning of 15.14 acres, being in the D-P district, to the D-P classification to provide for a Planned Unit Development consisting of elderly housing and a nursing home.

REZONING ORDINANCE NO. 85, 1989. 89-Z-50 AMENDED PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

8821 RAILROAD ROAD, INDIANAPOLIS.

MICHAEL SHOTTS, by Thomas Michael Quinn, requests the rezoning of 11.56 acres, being in the A-2 and SU-1 districts, to the D-3 classification.

REZONING ORDINANCE NO. 86, 1989. 89-Z-56 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21

610 MADISON AVENUE, INDIANAPOLIS.

NORTH ATLANTIC CASUALTY AND SURETY INSURANCE COMPANY, INC., requests the rezoning of 0.11 acres, being in the I-3-U/RC district, to the CBD-2/RC classification to conform zoning to the surrounding land uses and adjacent zoning district.

REZONING ORDINANCE NO. 87, 1989. 89-Z-58 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

308 WEST STOP ELEVEN ROAD, INDIANAPOLIS.

ERP DEVELOPMENT, INC., by Michael J. Kias, requests the rezoning of 9.15 acres, being in the D-4 district, to the D-6 classification to provide for two-family residential development by platting.

REZONING ORDINANCE NO. 88, 1989. 89-Z-59 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20

140 EAST BANTA ROAD, INDIANAPOLIS.

JAMES C. STEWART, by J. Murray Clark, requests the rezoning of 20.0 acres, being in the A-2 district, to the D-3 classification to provide for single-family residential development by platting.

REZONING ORDINANCE NO. 89, 1989. 89-Z-63 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5

12339 EAST 79TH STREET, INDIANAPOLIS.

THE BRADFORD GROUP, by Stephen D. Mears, requests the rezoning of 34.9 acres, being in the A-2, D-3 and FP districts, to the D-3/FP classification to provide for single-family residential development.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NOS. 172 and 174, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal Nos. 172 and 174, , 1989, on March 27, 1989. PROPOSAL NO. 172, 1989, appropriates \$704,130 for the Department of Administration, Office of the Director, City Market, to provide financial support to the City Market Corporation in accordance with terms of the lease agreement. PROPOSAL NO. 174, 1989, requests the City-County Administrative Board to make a public purpose grant in the amount of \$704,130 to the Indianapolis City Market Corporation. By 8-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

Councillor Golc expressed his concern of appropriating this large amount of money when the City has been encouraged to "review" large amounts of spending.

Councillor Rhodes clarified that this money has already been approved and this proposal allows the money to be transferred from the City Market Corporation to the Department of Administration.



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The President called for public testimony at 8:14 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal Nos. 172 and 174, 1989, were adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

1 NAY: *Gole*

Proposal No. 172, 1989, was retitled FISCAL ORDINANCE NO. 35, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 35, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seven Hundred Four Thousand One Hundred Thirty Dollars (\$704,130) in the City Market Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City Market Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Office of the Director and City Market, to provide financial support to the City Market Corporation in accordance with terms of the lease agreement.

SECTION 2. The sum of Seven Hundred Four Thousand One Hundred Thirty Dollars (\$704,130) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION  
OFFICE OF THE DIRECTOR, CITY MARKET

3. Other Services & Charges  
TOTAL INCREASE

CITY MARKET FUND

\$704,130  
\$704,130

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
City Market Fund  
TOTAL REDUCTION

CITY MARKET FUND

\$704,130  
\$704,130

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 174, 1989, was retitled SPECIAL RESOLUTION NO. 24, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 24, 1989

A SPECIAL RESOLUTION requesting the City-County Administrative Board to make a public purpose grant in the amount of \$704,130 to the Indianapolis City Market Corporation.

WHEREAS, the Indianapolis City Market Corporation is an Indiana not-for-profit corporation formed for the sole and exclusive purpose of providing and perpetuating a historic fresh food market place for the use of the citizens of the City of Indianapolis in a manner consistent with the traditional and historic operation of the Indianapolis City Market since its founding; and

WHEREAS, the Indianapolis City Market Corporation, in support of these objectives, has entered into an agreement ("Agreement") with the City of Indianapolis through its Department of Administration ("City") to lease the Indianapolis City Market and all personal property, equipment, and fixtures of the City located thereon; and

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WHEREAS, in paragraph 6 of the Agreement the City agrees to provide sufficient funding in 1989 to complete all of the deferred maintenance items listed on Exhibit B to the Agreement; and

WHEREAS, the City believes that providing and perpetuating the Indianapolis City Market will benefit the public who will use the facility as well as generally enhancing the City's attractiveness, and it is in the public interest and benefit to promote and assist the Indianapolis City Market and that such promotion and assistance is a public use and purpose for which the City may expend public funds; and

WHEREAS, the City desires to make a public purpose grant to the Indianapolis City Market Corporation to fulfill the City's commitment under Paragraph 6 of the Agreement; and

WHEREAS, there are sufficient funds appropriated within the City of Indianapolis City Market Fund to provide for a public purpose grant of \$704,130; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council recommends that the City-County Administrative Board make a public purpose grant of \$704,130 to the Indianapolis City Market Corporation under the provisions of Division 8 of Article X of the "Code of Indianapolis and Marion County, Indiana", for the purpose of completing all of the deferred maintenance items listed in Exhibit B to the lease agreement between the City of Indianapolis and the Indianapolis City Market Corporation and in fulfillment of the public purposes expressed above and on such terms and conditions as the City-County Administration Board deems appropriate and in the public interest.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 173, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 173, 1989, on March 27, 1989. The proposal appropriates \$29,200 for the Department of Administration, Purchasing Division, to position a purchasing agent in the Department of Public Works for greater proficiency in purchasing. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:20 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Giffin, for adoption. Proposal No. 173, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*  
1 NAY: *Schneider*  
2 NOT VOTING: *Dowden, Holmes*

Proposal No. 173, 1989, was retitled FISCAL ORDINANCE NO. 36, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 36, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-nine Thousand Two Hundred Dollars (\$29,200) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Department of Administration, Purchasing Division, to position a purchasing agent in the Department of Public Works for greater proficiency in purchasing.

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SECTION 2. The sum of Twenty-nine Thousand Two Hundred Dollars (\$29,200) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION  
PURCHASING DIVISION

1. Personal Services  
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$29,200  
\$29,200

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Consolidated County Fund  
TOTAL REDUCTION

CONSOLIDATED COUNTY FUND

\$29,200  
\$29,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 175, 1989. The proposal appropriates \$6,200 for the Washington Township Assessor to use temporary outside services to complete reassessment. Councillor Cottingham requested that this proposal be postponed until the next Council meeting, because it has not been heard in the County and Townships Committee. Without objection, the proposal was postponed.

PROPOSAL NO. 176, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 176, 1989, on April 6, 1989. The proposal appropriates \$250,000 for the Department of Parks and Recreation, Administration Division, to purchase forty acres with buildings and improvements at 1313 South Post Road and contingency to purchase replacement property for the Fall Creek Little League which is being displaced from its current location at Kessler Boulevard and Fall Creek Road. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Mukes-Gaither asked for clarification as to why the Little League is being moved. Councillor Durnil explained that the present location was not owned by the league and scheduled for development.

Councillor Gilmer moved, seconded by Councillor Cottingham, to table Proposal No. 176, 1989, so there could be further study on the transfer.

Councillor Clark encouraged its passage, stating that there are volunteers that will build a concession stand and soccer field. The land will be used by the kids, as well as the senior citizens. Councillors Giffin, Strader and Stewart voiced their support for their proposal.

The motion to table failed on a voice vote.

The President called for public testimony at 8:43 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 176, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

3 NAYS: Cottingham, Curry, Gilmer

2 NOT VOTING: Coughenour, Solenberg

Proposal No. 176, 1989, was retitled FISCAL ORDINANCE NO. 37, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 37, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park Land Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to purchase forty acres with buildings and improvements at 1313 South Post Road and contingency to purchase replacement property for the Fall Creek Little League which is being displaced from its current location at Kessler Boulevard and Fall Creek Road.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

PARK LAND FUND  
\$250,000  
\$250,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK LAND FUND</u>
Unappropriated and Unencumbered	
Park Land Fund	\$250,000
TOTAL REDUCTION	\$250,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 177, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 177, 1989, on April 6, 1989. The proposal appropriates \$326,576 to the Department of Parks and Recreation, Administration Division, to complete the reconstruction and improvement project at Eagle Creek Golf Course. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:44 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Giffin, for adoption. Proposal No. 177, 1989, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Cottingham, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West, Williams

0 NAYS

4 NOT VOTING: Clark, Coughenour, Howard, Solenberg

Proposal No. 177, 1989, was retitled FISCAL ORDINANCE NO. 38, 1989, and reads as follows:



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CITY-COUNTY FISCAL ORDINANCE NO. 38, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Twenty-six Thousand Five Hundred Seventy-six Dollars (\$326,576) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Administration Division, to complete the reconstruction and improvement project at Eagle Creek Golf Course.

SECTION 2. The sum of Three Hundred Twenty-six Thousand Five Hundred Seventy-six Dollars (\$326,576) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

PARK GENERAL FUND

\$326,576  
\$326,576

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Park General Fund  
TOTAL REDUCTION

PARK GENERAL FUND

\$326,576  
\$326,576

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 180, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 180, 1989, on March 22, 1989. The proposal appropriates \$80,000 for the Prosecuting Attorney because agencies have increased their spending beyond their original budget appropriations. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:46 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 180, 1989, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, West, Williams*

0 NAYS

8 NOT VOTING: *Coughenour, Durnil, Golc, Howard, Mukes-Gaither, Solenberg, Stewart, Strader*

Proposal No. 180, 1989, was retitled FISCAL ORDINANCE NO. 39, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 39, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eighty Thousand Dollars (\$80,000) in the Prosecutor's Law Enforcement Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Law Enforcement Fund.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney because agencies have increased their spending beyond their original budget appropriations.

SECTION 2. The sum of Eighty Thousand Dollars (\$80,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S LAW</u>
	<u>ENFORCEMENT FUND</u>
3. Other Services & Charges	\$10,000
4. Capital Outlay	<u>70,000</u>
TOTAL INCREASE	\$80,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PROSECUTOR'S LAW</u>
	<u>ENFORCEMENT FUND</u>
Unappropriated and Unencumbered	
Prosecutor's Law Enforcement Fund	<u>\$80,000</u>
TOTAL REDUCTION	\$80,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 181, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 181, 1989, on March 22, 1989. The proposal appropriates \$33,425 for the Prosecuting Attorney for the Metro Drug Task Force grant that was inadvertently left out of the original appropriation for purposes of overtime for a surrounding county agency. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:49 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 181, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

6 NOT VOTING: Coughenour, Golc, Howard, Irvin, Mukes-Gaither, Stewart

Proposal No. 181, 1989, was retitled FISCAL ORDINANCE NO. 40, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 40, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Thirty-three Thousand Four Hundred Twenty-five Dollars (\$33,425) in the State and Federal Grants Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and

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reductions hereinafter stated for the purposes of the Prosecuting Attorney for the Metro Drug Task Force grant that was inadvertently left out of the original appropriation for purposes of overtime for a surrounding county agency.

SECTION 2. The sum of Thirty-three Thousand Four Hundred Twenty-five Dollars (\$33,425) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANTS FUND</u>
3. Other Services & Charges	\$33,425
TOTAL INCREASE	\$33,425

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANTS FUND</u>
Unappropriated and Unencumbered	
State and Federal Grants Fund	\$33,425
TOTAL REDUCTION	\$33,425

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 185, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 185, 1989, on March 29, 1989. The proposal authorizes the Mayor to execute a Service Lease Agreement between the City and Ameritech Credit Corporation for the purpose of financing the Service Agreement between the City and Indiana Bell Telephone Company, providing for the E-911 telephone service for Marion County. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Dowden moved, seconded by Councillor Curry, to amend Proposal No. 185, 1989, by substituting a new "Schedule B" in lieu of the existing "Schedule B". He explained that Fred Armstrong, City Controller, thought the meeting was the first Monday in April rather than the second Monday, and the interest rate had increased during that week. He indicated that the interest rate increased from 8.05% to 8.175%.

The amendment was adopted by voice vote.

The President called for public testimony at 9:00 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 185, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Stewart, Strader, West, Williams*

0 NAYS

1 NOT VOTING: *Mukes-Gaither*

Proposal No. 185, 1989, was retitled SPECIAL RESOLUTION NO. 26, 1989, and reads as follows:

CITY COUNTY SPECIAL RESOLUTION NO. 26, 1989

A SPECIAL RESOLUTION authorizing the Mayor of the City of Indianapolis, Indiana to execute a Service Lease Agreement between the City of Indianapolis and Marion County, Indiana and Ameritech Credit Corporation for the purpose of financing the Service Agreement between the City and Indiana Bell Telephone Company, Incorporated providing for the Enhanced E-911 telephone service for Marion County.



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WHEREAS, on August 25, 1988 the City of Indianapolis, Indiana and Marion County, Indiana ("City/County") entered into an Enhanced 9-1-1 Service Agreement with the Indiana Bell Telephone Company, Incorporated ("Indiana Bell") whereby Indiana Bell agreed to provide an Enhanced 911 system ("~~Enhanced~~ 9-1-1 System") for the City/County (the "Service Agreement"); and

WHEREAS, under the Service Agreement the City/County is obligated to make periodic payments to Indiana Bell for the provision of the ~~Enhanced~~ 9-1-1 System service; and

WHEREAS, Ameritech Credit Corporation ("Ameritech") has offered to provide financing for the City/County's obligation under the Service Agreement through the vehicle of a Service Lease Agreement, by which the City/County will achieve considerable savings; and

WHEREAS, the City-County Council of the City of Indianapolis and of Marion County, Indiana, hereby find that it is in the best interest of the City/County to enter into the Service Lease Agreement with Ameritech as set forth herein; now, therefore:

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. ~~The substantially final form of Service Lease Agreement between the City/County and Ameritech, a copy of which is attached hereto and made a part hereof as Exhibit A, is hereby approved and The Mayor of the City of Indianapolis, as Mayor of the City and as Chief Executive Officer of Marion County, Indiana (the "Mayor") is hereby authorized to execute such Service Lease Agreement with such insubstantial changes and modifications as he, upon the advice of counsel, deems appropriate, between the City/County and Ameritech, a copy of which is attached hereto and made a part hereof as Exhibit "A", provided that the monthly lease rental payments to be paid under said Service Lease Agreement shall not exceed \$102,723.00.~~

SECTION 2. The Mayor is further authorized, together with other appropriate City and/or County officials, to execute such other documents, certificates and papers as are necessary to consummate the transaction authorized herein.

~~SECTION 3. The funds necessary to the payment of the obligation created by the Service Lease Agreement are hereby appropriated for that purpose.~~

SECTION 4. This ordinance and the transaction herein authorized shall be subject to the subsequent adoption and implementation of a resolution or ordinance lawfully adopted by the City-County Council imposing an enhanced emergency telephone system fee pursuant to IC 36-8-16 and to the adoption of state legislation authorizing transactions of the type authorized herein.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### EXHIBIT A

#### SERVICE LEASE AGREEMENT

This Service Lease Agreement is entered into as of this \_\_\_\_ day of \_\_\_\_\_, 1989, by and between the City of Indianapolis, Indiana and the Marion County, Indiana ("Lessee") and Ameritech Credit Corporation, 149 West Central Road, Schaumburg, Illinois 60195 (Lessor). Lessor agrees to lease to Lessee and Lessee agrees to lease from Lessor the Service described in any Schedule A now or hereafter attached hereto ("Service") in accordance with the following terms and conditions of this Service Lease Agreement ("Lease").

1. TERM. This Lease will become effective upon the execution hereof by Lessor. The term of this Lease (hereinafter the "Lease Term") will commence on the date the Service is accepted pursuant to Section 3 hereunder and, unless earlier terminated as expressly provided for in this Lease, will continue until the final Lease Payment Date (the "Lease Payment Date") set forth in Schedule B attached hereto.

2. RENT. Lessee agrees to pay to Lessor or its assignee the lease payments including the interest thereon (herein the "Lease Payments"), equal to the amounts specified in Schedule B. The Lease Payments will be payable without notice or demand at the office of the Lessor (or such other place as Lessor or its assignee may from time to time designate in writing) and will commence on the first Lease Payment date as set forth in Schedule B and continue thereafter on the dates set forth in Schedule B, provided that no Lease Payments shall be made prior to the date that the Service is accepted pursuant to Section 4 hereof. Any payments received later than ten (10) days from the due date will bear interest at the ~~highest lawful rate provided for in Schedule B plus 2% per annum~~ from the due date. Except as specifically provided in Sections 3 and 5 hereof, the Lease Payments will be absolute and unconditional in all events and will not be subject to any set-off, defense, counterclaim, or recoupment for any reason whatsoever. Lessee reasonably believes that funds can be obtained sufficient to make all Lease Payments during the Lease Term and hereby covenants that it will do all things lawfully within its power to obtain, maintain and properly request and pursue funds



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from which the Lease Payments may be made, including making provisions for such payments to the extent necessary in each budget submitted to Lessee's governing body for the purpose of obtaining funding, using its bona fide best efforts to have such portion of the budget approved by Lessee's governing body and exhausting all available administrative reviews and appeals in the event such portion of the budget is not approved. It is Lessee's intent to make Lease Payments for the full Lease Term if funds are legally available therefor and in the regard Lessee represents that the use of the Service is essential to its proper, efficient and economic operation.

3. LIMITED OBLIGATION AND PLEDGE. The Lessee's obligation to pay Lease Payments and any other amounts due under this Lease is a limited obligation of the Lessee payable solely from moneys deposited in a special fund designated as the City of Indianapolis Emergency Telephone System Fund (the "Fund") created under the provisions of IC 36-8-16. This Lease does not constitute a general obligation of the City of Indianapolis, Indiana, Marion County, Indiana, or any of their special taxing districts, agencies or instrumentalities. Neither the faith and credit nor the general taxing power of the City of Indianapolis, Indiana or of Marion County, Indiana is or shall be pledged to the payment of the obligations of the Lessee under this Lease. The Lessee hereby irrevocably pledges any moneys contained in the Fund for the payment of the Lessee's obligations under this Lease.

**34. DELIVERY AND ACCEPTANCE.** Lessee, or if Lessee so requests, Lessor, will cause the Service to be delivered to Lessee at the location specified in Schedule A ("Service Location"). Lessee will pay all transportation and other costs, if any, incurred in connection with delivery of the Service. Lessee will accept the Service as soon as it has been delivered and is operational. Lessee will evidence its acceptance of the Service by executing and delivering to Lessor a Delivery and Acceptance Certificate in the form attached hereto as Exhibit A.

45. NON-APPROPRIATION OF FUNDS. Lessee's obligation to pay Lease Payments or other amounts due under this Lease shall be subject to annual appropriation by the governing body of the Lessee for such purposes. Notwithstanding anything contained in this Lease to the contrary, in the event no funds or insufficient funds are appropriated and budgeted by Lessee's governing body or are otherwise available by any means whatsoever in any fiscal period for Lease Payments or other amounts due under this Lease, this Lease shall terminate on the last day of the fiscal period for which appropriations were received, without penalty or expense to Lessee of any kind whatsoever, except as to the portions of Lease Payments or other amounts herein agreed upon for which funds shall have been appropriated and budgeted or are otherwise available. The Lessee will immediately notify the Lessor or its assignee of such occurrence. Notwithstanding the foregoing, Lessee agrees (i) that it will not cancel this Lease under the provisions of this Section if any funds are appropriated to it, or by it, for the acquisition, retention or operation of the Service or other service performing functions similar to the Service for the fiscal period in which such termination occurs ~~and~~ or the next succeeding fiscal period thereafter, and (ii) that it will not during the Lease Term give priority in the application of funds to any other functionally similar service. This Section will not be construed so as to permit Lessee to terminate this Lease in order to acquire any other Service or to allocate funds directly or indirectly to perform essentially the same application for which the Service is intended.

**56. LESSEE CERTIFICATION.** Lessee represents, covenants and warrants that: (i) Lessee is a State or a fully constituted political subdivision or agency of the State of the Service Location; (ii) the execution, delivery and performance by the Lessee of this Lease have been duly authorized by all necessary action on the part of the Lessee; (iii) this Lease constitutes a legal, valid and binding obligation of the Lessee enforceable in accordance with its terms; (iv) Lessee will comply with the information reporting requirements of Section 149(e) of the Code, as the same may be amended from time to time, and such compliance shall include but not be limited to the execution of information statements requested by Lessor; (v) Lessee will not do or cause to be done any act which will cause, or by omission of any act allow, the Lease to be an arbitrage bond within the meaning of Section 148(a) of the Code; (vi) Lessee will not do or cause to be done any act which will cause, or by omission of any act allow, this Lease to be a private activity bond within the meaning of Section 141(a) of the Code; (vii) Lessee will not do or cause to be done any act which will cause, or by omission of any act allow, the interest portion of the Lease Payments to be or become includible in gross income for Federal income taxation purposes under the Code; and (viii) Lessee will be the only entity to use and operate the Service during the Lease Term.

Lessee agrees that (i) it will do or cause to be done all things necessary to preserve and keep the Lease in full force and effect, (ii) it has complied with all bidding requirements where necessary and by due notification presented this Lease for approval and adoption as a valid obligation on its part, and (iii) it has or will take appropriate steps to obtain sufficient appropriations or other funds available to pay all amounts due hereunder for the current fiscal period.

**67. ALTERATIONS.** Lessee will not make any alterations, additions or improvements to the Service without Lessor's prior written consent unless such alterations, additions or improvements may be readily removed without damage to the Service.

**78. INDEMNIFICATION.** Lessee shall, to the extent permitted by law, indemnify Lessor or any assignee of Lessor against, and hold Lessor or any assignee of Lessor harmless from any and all claims, actions,

proceedings, expenses, damages or liabilities, including attorney's fees and court costs, arising out of the negligence of Lessee in connection with the use of the Service.

**8 2. ASSIGNMENT.** Without Lessor's prior written consent, Lessee will neither (i) assign, transfer, pledge, hypothecate, grant any security interest in or otherwise dispose of this Lease or the Service or any interest in this Lease or the Service, nor (ii) sublet or lend the Service or permit it to be used by anyone other than Lessee or Lessee's employees. Lessor may assign its rights, title and interest in and to this Lease, the Service and any documents executed with respect to this Lease and/or grant or assign a security interest in this Lease and the Service, in whole or in part. Any such assignees shall have all of the rights of Lessor under this Lease. Subject to the foregoing, this Lease inures to the benefit of and is binding upon the heirs, executors, administrators, successors and assigns of the parties hereto. Lessee hereby appoints Lessor its agent, during the Lease Term, for purposes of maintaining complete and accurate records of the name and address of all assignees or subsequent assignees of all or any of Lessor's right, title and interest herein. Lessor shall maintain such records in accordance with Section 149(a) of the Code and the regulations from time to time promulgated thereunder. No assignment or reassignment of any of Lessor's right, title or interest in this Lease shall be effective unless and until Lessor, as Lessee's agent, shall have received a notice of assignment disclosing the name and address of each such assignee; no further action will be required by Lessor or Lessee to evidence the assignment, but either Lessor or Lessee will acknowledge such assignments in writing if so requested by the other party.

Upon request by Lessor, Lessee shall name any such assignee or subsequent assignee as additional insured and loss payee in any such insurance policies obtained or in force. Any assignee of Lessor may reassign this Lease and its interest in the Service and the Lease Payments to any other person who, thereupon, shall be deemed to be Lessor's assignee hereunder.

**9 10. EVENTS OF DEFAULT.** The term "Event of Default", as used herein, means the occurrence of any one or more of the following events: (i) Lessee fails to make any Lease Payment (or any other payment) as it becomes due in accordance with the terms of the Lease, and any such failure continues for ten (10) days after the due date thereof; (ii) Lessee fails to perform or observe any other covenant, condition, or agreement to be performed or observed by it hereunder and such failure is not cured within (20) twenty days after written notice thereof by Lessor; (iii) The discovery by Lessor that any statement, representation, or warranty made by Lessee in this Lease or in any writing ever delivered by Lessee pursuant hereto or in connection herewith is false, misleading, or erroneous in any material respect; (iv) proceedings under any bankruptcy insolvency, reorganization or similar legislation shall be instituted against or by Lessee, or a receiver or similar officer shall be appointed for Lessee or any of its property, and such proceedings or appointments shall not be vacated, or fully stayed, within twenty (20) days after the institution or occurrence thereof; or (v) an attachment, levy or execution is threatened or levied upon or against the Service.

**10 11. REMEDIES.** Upon the occurrence of an Event of Default, and as long as such event of Default is continuing, Lessor may, at its option, exercise any one or more of the following remedies: (i) by written notice to Lessee, declare an amount equal to all amounts then due under the Lease, and all remaining Lease Payments due during the Fiscal Year in effect when the default occurs, to be immediately due and payable, whereupon the same shall become immediately due and payable to the extent of available funds; (ii) by written notice to the Lessee, request Lessee to (and Lessee agrees that it will), at Lessee's expense, promptly return the Service to the Lessor in the manner set forth in Section 5 hereof, or Lessor, at its option, may enter upon the premises where the Service is located and take immediate possession of and remove the same without demand or notice, without any court order or other process of law and without liability for any damage occasioned by taking possession; (iii) sell or lease the Service or sublease it for the account of Lessee, holding Lessee liable for all Lease Payments and other payments due as of the effective date of such selling, leasing or subleasing and for the difference between the purchase price, rental and other amounts paid by the purchaser, lessee or sublessee pursuant to such sale, lease or sublease and the amounts payable by Lessee hereunder; and (iv) exercise any other right, remedy or privilege which may be available to it under applicable law or by appropriate court action at law or in equity to enforce the terms of this Lease or to recover damages for the breach of this Lease or to rescind this Lease as to any or all of the Service. In addition, Lessee will remain liable, to the extent permitted by law, for all covenants and indemnities under this Lease and for all legal fees and other costs and expenses, including court costs, incurred by Lessor with respect to the enforcement of any of the remedies listed above or any other remedy available to Lessor.

**11 12. CONDITIONS.** This Lease and the obligations created herein shall be subject to:

(a) the lawful adoption and implementation of an ordinance or resolution by the City-County Council of the Lessee imposing an enhanced emergency telephone system fee pursuant to I.C. 36-8-16 in an amount sufficient to enable the Lessee to make the Lease Payments.

(b) the adoption of State Legislation by the Indiana General Assembly authorizing the Lessor to enter into an obligation such as this Lease.

(c) the delivery, prior to the execution of this Lease, of an Investment Letter in a form acceptable to the Lessee

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42 13. NOTICES. All notices to be given under this lease shall be made in writing and either personally delivered or mailed by certified mail, return receipt requested, to the other party at its address set forth herein or at such address as the party may provide in writing from time to time. Any such notice shall be deemed to have been received when delivered if delivered personally or five days subsequent to mailing.

43 14. SECTION HEADINGS. All section headings contained herein are for the convenience of reference only and are not intended to define or limit the scope of any provision of this Lease.

44 15. GOVERNING LAW. This Lease shall be construed in accordance with, and governed by the laws of the state of Indiana.

45 16. DELIVERY OF RELATED DOCUMENTS. Lessee will execute or provide, as requested by Lessor, such other documents and information as are reasonably necessary with respect to the transaction contemplated by this Lease.

46 17. ENTIRE AGREEMENT: WAIVER. This Lease, together with the Delivery and Acceptance Certificate and other attachments hereto, and other documents or instruments executed by Lessee and lessor in connection herewith, constitute the entire agreement between the parties with respect to the lease of the Service, and this Lease shall not be modified, amended, altered, or changed except with the written consent of Lessee and Lessor. Any provision of this Lease found to be prohibited by law shall be ineffective to the extent of such prohibition without invalidating the remainder of the Lease. The waiver by Lessor of any breach by Lessee of any term, covenant or condition hereof shall not operate as a waiver of any subsequent breach thereof.

47 18. EXECUTION IN COUNTERPARTS. This Lease may be executed in several counterparts, each of which shall be deemed an original and all of which shall constitute but one and the same instrument.

#### OPINION OF COUNSEL

With respect to that certain Service Lease Agreement ("lease") dated \_\_\_\_\_ by and between Ameritech Credit Corporation and the Lessee, I am of the opinion that: (i) the Lessee is, within the meaning of Section 103 of the internal Revenue Code of 1986, a State or a fully constituted political subdivision or agency of the State of the Service Location described in Schedule A hereto; (ii) the execution, delivery and performance by the Lessee of the Lease have been duly authorized by all necessary action on the part of the Lessee; and, (iii) the Lease constitutes a legal, valid and binding obligation of the Lessee enforceable in accordance with its terms, except as enforcement may be limited by bankruptcy, insolvency or other similar laws affecting creditors' rights generally and subject to the valid exercise of the constitutional power of the State of Indiana and of the United States of America.

\_\_\_\_\_  
Kristie L. Hill  
Corporation Counsel

IN WITNESS WHEREOF the parties hereto have executed this lease as of the date first-written above.

Ameritech Credit Corporation  
("Lessor")

City of Indianapolis and  
Marion County, Indiana

By: \_\_\_\_\_

By: \_\_\_\_\_  
William H. Hudnut, III  
Mayor

Title: \_\_\_\_\_

#### EXHIBIT A

To that certain Service Lease Agreement ("Agreement") dated \_\_\_\_\_, 1989 between Ameritech Credit Corporation ("Lessor") and the City of Indianapolis and Marion County, Indiana ("Lessee").

#### CERTIFICATE OF ACCEPTANCE

The undersigned Lessee hereby acknowledges the receipt of the equipment necessary to initiate the service called for in the Agreement and hereby certifies that the Lessor has fully and satisfactorily performed all covenants and conditions to be performed under the Agreement.

ATTEST OR WITNESS:

\_\_\_\_\_  
(Signature) (Title)

CITY OF INDIANAPOLIS AND MARION  
COUNTY, INDIANA



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\_\_\_\_\_  
William H. Hudnut, III, Mayor

\_\_\_\_\_  
(Date)

SCHEDULE A

To that certain Service Lease Agreement ("Agreement") dated \_\_\_\_\_, 1989  
between Ameritech Credit Corporation ("Lessor") and the City of Indianapolis and Marion County, Indiana  
("Lessee").

See attached Equipment Purchase Agreement  
or Sales Service Order Number \_\_\_\_\_  
dated \_\_\_\_\_ between Lessee and  
Vendor

ATTEST OR WITNESS:

\_\_\_\_\_  
(Signature) (Title)

CITY OF INDIANAPOLIS AND MARION  
MARION COUNTY, INDIANA

\_\_\_\_\_  
William H. Hudnut, III, Mayor

\_\_\_\_\_  
(Date)

SCHEDULE B

To that certain Service Lease Agreement ("Agreement") dated \_\_\_\_\_, 1989  
between Ameritech Credit Corporation ("Lessor") and the City of Indianapolis and Marion County, Indiana  
("Lessee").

SCHEDULE OF PAYMENTS

SERVICE COST	\$8,563,517
DOWN PAYMENT	\$410,892
AMOUNT TO FINANCE	\$8,152,625
TERM	120 months
SIMPLE INTEREST RATE	8.175%
120 PAYMENTS	\$98,994.88

TERM	PAYMENT AMOUNT	AMOUNT TO INTEREST	AMOUNT TO PRINCIPAL	CONCLUDING PAYMENT
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OR SEE AMORTIZATION SCHEDULE ATTACHED HERETO AND MADE A PART HEREOF

ATTEST OR WITNESS:

\_\_\_\_\_

CITY OF INDIANAPOLIS AND MARION  
COUNTY, INDIANA

\_\_\_\_\_  
William H. Hudnut, III, Mayor

\_\_\_\_\_  
(Date)

SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 40, 1989. The proposal amends the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. Councillor SerVaas indicated that the proposal will be postponed until the next meeting. Without objection, the proposal was postponed.



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PROPOSAL NO. 147, 1989. The proposal appropriates \$75,000 for the Department of Administration, Occupational and Community Services, to provide the City's portion of funding for the implementation of the Greater Indianapolis Commission of Youth. Councillor Rhodes asked that the proposal be postponed indefinitely. Without objection, the proposal was postponed indefinitely.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 178, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 178, 1989, on April 6, 1989. The proposal approves the sale of certain real estate of the Department of Parks and Recreation. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 178, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*

*0 NAYS*

*6 NOT VOTING: Borst, Dowden, Golc, Moriarty, Solenberg, Williams*

Proposal No. 178, 1989, was retitled SPECIAL RESOLUTION NO. 25, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 25, 1989

A SPECIAL RESOLUTION approving the sale of certain real estate of the Department of Parks and Recreation.

#### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council approves, pursuant to I.C. 36-1-11-3, the sale of the following real property by the Department of Parks and Recreation:

#### LOCATION

7525 East 71st Street

#### APPRAISED VALUE

\$250,000

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 179, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 179, 1989, on April 6, 1989. The proposal authorizes the Department of Parks and Recreation to purchase certain real property. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 179, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Boyd, Brooks, Clark, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*

*2 NAYS: Cottingham, Gilmer*

*6 NOT VOTING: Borst, Coughenour, Golc, Moriarty, Solenberg, Williams*

Proposal No. 179, 1989, was retitled GENERAL RESOLUTION NO. 3, 1989, and reads as follows:

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CITY-COUNTY GENERAL RESOLUTION NO. 3, 1989

A GENERAL RESOLUTION authorizing the Department of Parks and Recreation to purchase certain real property.

WHEREAS, IC 36-1-10.5-1 requires that the fiscal body of a political subdivision pass a resolution expressing its interest in purchasing real property when the price exceeds \$25,000; and

WHEREAS, the Department of Parks and Recreation desires to acquire real property for a park facility, the purchase price of which is anticipated to exceed \$25,000; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council in accordance with I.C. 36-1-10.5-1, expresses interest in the purchase of real property located at 1313 South Post Road to be utilized for park purposes.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 182, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 182, 1989, on March 22, 1989. The proposal amends the Code, Section 2-358, by updating the funding of the County Corrections Fund. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 182, 1989, was adopted on the following roll call vote; viz:

21 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, SerVaas, Shaw, Stewart, Strader, West*

0 NAYS

8 NOT VOTING: *Borst, Golc, Hawkins, Howard, Moriarty, Schneider, Solenberg, Williams*

Proposal No. 182, 1989, was retitled GENERAL ORDINANCE NO. 27, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 27, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Article IX, Chapter 2, Section 2-358, County corrections fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically Article IX, Chapter 2, Section 2-358, County corrections fund, be, and is hereby amended by inserting the words underlined and deleting the words stricken through as follows:

Sec. 2-358. County corrections fund.

(a) The city-county council hereby elects to receive deposits from the department of corrections in accordance with IC 11-12-6.

(b) The city-county council hereby elects to receive such deposits at level 3 funding. Level 3 funding shall be equal to \$3,500 times 84 (Marion County base integer) or \$294,000 for the year ending April 30, ~~1989~~ 1990:

(c) There is hereby created a "county corrections fund" to be administered by the city-county council. The fund shall consist of deposits received from the department of corrections in accordance with IC 11-12-6-13.

(d) The county corrections fund may be used only for funding the operation of the county jail, jail programs, or other local correctional facilities. Any money remaining in a county corrections fund at the end of the year does not revert to any other fund but remains in the county corrections fund.

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SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NO. 183, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 183, 1989, on March 22, 1989. The proposal amends the Code, Section I of Appendix B to add an additional holiday for police officers and by adding a new Section 5 to provide for death leave for police officers. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Curry asked about the wording in Section 5. He questioned the word "or" in the first sentence. Robert Elrod, General Counsel, stated that the wording would be clear with a comma inserted after the word "granddaughter". Without objection, a comma was inserted in the first sentence, after the word "granddaughter".

Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 183, 1989, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, SerVaas, Shaw, Stewart, Strader, West*

0 NAYS

8 NOT VOTING: *Boyd, Clark, Golc, Hawkins, Moriarty, Schneider, Solenberg, Williams*

Proposal No. 183, 1989, was retitled GENERAL ORDINANCE NO. 28, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 28, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by amending Section 1 of Part I of Appendix B to add an additional holiday for police officers and by adding a new Section 5 to provide for death leave for police officers.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically Sec. 1 of Part I of Appendix B, be, and is hereby amended by deleting the words crosshatched and inserting the words underlined as follows:

Section 1. Holidays and Compensation.

Because of the nature of the work of the Indianapolis police force, many officers therein in the regular rotation of their duties are required to work on the following holidays when other citizens are free from the duties of their employment, to-wit:

New Year's Day  
~~Decoration~~ Memorial Day

Thanksgiving Day  
Christmas Day



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Labor Day  
Independence Day  
Veterans Day  
~~Discovery~~ Columbus Day

Easter Sunday  
~~Washington's Birthday~~  
President's Day

Because of the pressures of police work and the around-the-clock requirement for those who are engaged in such work, it is deemed by this police special service district council that these days shall constitute bonus days, and they shall receive regular pay to compensate them for the service the entire police department must give on the foregoing holidays.

Effective January 1, 1990, an additional holiday, Martin Luther King Day, shall be added to the above list of holidays.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", be, and is hereby amended by inserting a new Section 5 to Part I of Appendix B to read as follows:

Sec. 5. Death Leave.

Upon the death of a member of the immediate family, i.e., spouse, mother, father, son, daughter, brother, sister, stepmother, stepfather, stepson, stepdaughter, stepbrother, stepsister, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandmother, grandfather, grandson and granddaughter, or other relative who was residing with the officer, an officer will receive a maximum of three (3) working days leave with pay. The chief has discretion to grant three (3) days for leave to be charged against any earned leave time for a death of someone other than those listed above. Documentation of the appropriate circumstances may be required of the officer, e.g., death certificate or article. Additional time off to be charged to earned leave time if available, or without pay may be granted at the discretion of the Chief.

SECTION 3. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in effect from and after its passage by the council and compliance with IC 36-3-4-14.

PROPOSAL NOS. 186, 187, 188, 189, 190, 191 and 192, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 186, 187, 188, 189, 190, 191 and 192, 1989, on April 5, 1989. PROPOSAL NO. 186, 1989. The proposal amends the code by authorizing a traffic signal at the Lawrence Fire Station access drive (6350 East) at 86th Street. PROPOSAL NO. 187, 1989. The proposal amends the Code by authorizing a segment of Washington Street, from New Jersey Street to West Street, and a segment of Alabama Street, from Michigan Street to Virginia Avenue, to become one-way. PROPOSAL NO. 188, 1989. The proposal amends the Code by authorizing an 85 foot loading zone for Indiana Bell Telephone Company on Pierson Street. PROPOSAL NO. 189, 1989. The proposal amends the Code by authorizing a passenger and materials loading zone for L. S. Ayres on a portion of Meridian Street. PROPOSAL NO. 190, 1989. The proposal amends the Code by changing the segment of Elder Avenue between Washington Street and Maryland Street from a one-way southbound street to a two-way street. PROPOSAL NO. 191, 1989. The proposal amends the Code by authorizing a weight limit restriction on Kittley Road from Brookville Road to Vandergriff Road. PROPOSAL NO. 192, 1989. The proposal amends the code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Orinoco Avenue from Southport Road to Banta Avenue. By 5-0 votes, the Committee reported Proposal Nos. 186, 187, 188, 190, 191 and 192, 1989, to the Council with the recommendation that they do pass. By a 4-1 vote, the Committee reported Proposal No. 189, 1989, to the Council with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor Curry, for adoption.



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Proposal Nos. 186, 188, 189, 190, 191 and 192, 1989, were adopted on the following roll call vote; viz:

25 YEAS: *Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*

0 NAYS

4 NOT VOTING: *Boyd, Hawkins, Solenberg, Williams*

Proposal No. 187, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Stewart, Strader, West*

1 NAY: *Borst*

4 NOT VOTING: *Boyd, Hawkins, Solenberg, Williams*

Proposal No. 186, 1989, was retitled GENERAL ORDINANCE NO. 29, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 29, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
5, Pg. 2	Lawrence Fire Station (6350 E.) and 86th St	None	Signal

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 187, 1989, was retitled GENERAL ORDINANCE NO. 30, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 30, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

SOUTHBOUND

Alabama Street, from Michigan Street to  
Washington Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

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WESTBOUND

Washington Street, From New Jersey to  
West Street

SOUTHBOUND

Alabama Street, from Michigan Street to  
Virginia Avenue

EASTBOUND

Maryland Street connection to Washington Street,  
from Alabama Street to New Jersey Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 188, 1989, was retitled **GENERAL ORDINANCE NO. 31, 1989**, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 31, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Pierson Street, on the east side, from a point 40 feet  
south of New York Street to a point 125 feet  
south of New York Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 189, 1989, As Amended, was retitled **GENERAL ORDINANCE NO. 32, 1989**, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 32, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Meridian Street, on the west side, from a point 161 feet  
south of Washington Street to a point 308 feet south of Washington  
Street, except for 27 foot parking restriction on Pearl Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 190, 1989, was retitled **GENERAL ORDINANCE NO. 33, 1989**, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 33, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the deletion of the following, to wit:

SOUTHBOUND

Elder Avenue, from Washington Street to  
Maryland Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 191, 1989, was retitled GENERAL ORDINANCE NO. 34, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 34, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Kittley road, from Brookville Road to  
Vandergriff Road.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 192, 1989, was retitled GENERAL ORDINANCE NO. 35, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 35, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

Orinoco Avenue, from Southport Road to Banta Avenue,  
excluding the town boundaries of Homeroft, 25 MPH.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 193, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 193, 1989, on April 5, 1989. The proposal amends the Code by authorizing a traffic signal at Riverside Drive and 29th Street. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor Curry, for Proposal No. 193, 1989, be stricken. The proposal was stricken by consent.

**NEW BUSINESS**

Councillor Coughenour indicated that the Metro Bus Company was willing to move the bus stop located outside of the City-County Building on Delaware Street, to further south of Washington, once a segment of Washington Street became one-way. With Proposal No. 187, 1989, being adopted, she encouraged the Municipal Corporations Committee to look into this matter. Councillor Clark indicated that he would.

**ANNOUNCEMENTS AND ADJOURNMENT**

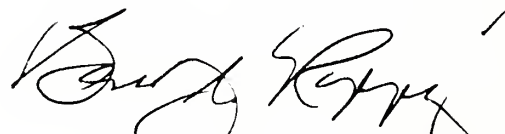
There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:25 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 10th day of April, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, APRIL 24, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, April 24, 1989, with Councillor SerVaas presiding.

Councillor Rhodes lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Schneider*

A quorum of twenty-eight members being present, the President called the meeting to order.

**INTRODUCTION OF GUEST AND VISITORS**

President SerVaas congratulated Councillor Betty Stewart on her recent marriage. He announced that her new name is Betty Ruhmkorff.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

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Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, April 24, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

April 11, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 13, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 214, 218, 219, 220 and 221, 1989, to be held on Monday, April 24, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

April 6, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Tuesday, April 11, 1989, a copy of LEGAL NOTICE regarding General Ordinance No. 23, 1989.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

April 18, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

*April 24, 1989*

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 35, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seven Hundred Four Thousand One Hundred Thirty Dollars (\$704,130) in the City Market Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City Market Fund.

FISCAL ORDINANCE NO. 36, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-nine Thousand Two Hundred Dollars (\$29,200) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 37, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park Land Fund.

FISCAL ORDINANCE NO. 38, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Twenty-six Thousand Five Hundred Seventy-six Dollars (\$326,576) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 39, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eighty Thousand Dollars (\$80,000) in the Prosecutor's Law Enforcement Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Prosecutor's Law Enforcement Fund.

FISCAL ORDINANCE NO. 40, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Thirty-three Thousand Four Hundred Twenty-five Dollars (\$33,425) in the State and Federal Grants Fund for purposes of the prosecuting Attorney, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

GENERAL ORDINANCE NO. 27, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Article IX, Chapter 2, Section 2-358, County Corrections Fund.

GENERAL ORDINANCE NO. 28, 1989, amending the "Code of Indianapolis and Marion County, Indiana", by amending Section 1 of Part 1 of Appendix B to add an additional holiday for police officers and by adding a new Section 5 to provide for death leave for police officers.

GENERAL ORDINANCE NO. 29, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 30, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 31, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 32, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

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GENERAL ORDINANCE NO. 33, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 34, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 35, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL RESOLUTION NO. 3, 1989, authorizing the Department of Parks and Recreation to purchase certain real property.

SPECIAL RESOLUTION NO. 20, 1989, honoring Lawrence North High School for winning the 1989 IHSAA Boys Basketball State Championship.

SPECIAL RESOLUTION NO. 21, 1989, honoring Angelo Franceschina.

SPECIAL RESOLUTION NO. 22, 1989, supporting efforts by the City of Indianapolis to host Super Bowl XXVI in 1992.

SPECIAL RESOLUTION NO. 23, 1989, amending City-County Special Resolution No. 46, 1988, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 24, 1989, requesting the City-County Administrative Board to make a public purpose grant in the amount of \$704,130 to the Indianapolis City Market Corporation.

SPECIAL RESOLUTION NO. 25, 1989, approving the sale of certain real estate of the Department of Parks and Recreation.

SPECIAL RESOLUTION NO. 26, 1989, authorizing the Mayor of the City of Indianapolis, Indiana to execute a Service Lease Agreement between the City of Indianapolis and Marion County, Indiana and Ameritech Credit Corporation for the purpose of financing the Service Agreement between the City and Indiana Bell Telephone Company, Incorporated providing for the Enhanced 911 telephone service for Marion County.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 258, 1989. This proposal honors Joseph A. Slash. Councillor Strader read the resolution and presented a framed document to Deputy Mayor Slash. He expressed his appreciation for the recognition. Councillor Strader moved, seconded by Councillor West, for adoption. Proposal No. 258, 1989, was adopted by unanimous voice vote.



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Proposal No. 258, 1989, was retitled SPECIAL RESOLUTION NO. 27, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 27, 1989

A SPECIAL RESOLUTION honoring Joseph A. Slash.

WHEREAS, Joseph A. Slash has served eleven years as Deputy Mayor for the City of Indianapolis, and was responsible for on-going management review programs. He has provided executive oversight in the reorganizing of several departments and divisions of City government, greatly increasing the efficiencies of these departments. He has addressed many human service challenges, particularly the City's infant mortality problem as well as the task force on Children at Risk; and

WHEREAS, Joseph A. Slash has served on the Board of Directors of Indianapolis Urban League, Indianapolis Business Development Foundation, Center for leadership Development, Indiana Repertory Theatre, Board of Trustees of YWCA, the Greater Indianapolis Progress Committee, Governor's Committee on Youth Employment, Governor's Select Welfare Advisory Commission and the Advisory Committee to the Secretary, U. S. Department of Labor; Executive Committee for the Pan American Games and Board of Directors for the First Indoor World Championships, and is currently serving on the Board of Directors of the United Way of Greater Indianapolis, Board of Directors of the First Indoor World Championships, Indiana Employment and Training Coordinating Council and Advisory Board of the Indianapolis Urban League; and

WHEREAS, Joseph A. Slash will now serve as Vice President, General Services at the Indianapolis Power and Light Company with a variety of corporate activities to perform; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby honors and expresses appreciation to Deputy Mayor Joseph A. Slash for his strong administrative support over the years and commends his outstanding service to the citizens of his community in helping to make our City grow and become a better place in which to live.

SECTION 2. The Council wishes him well in his new executive activities.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 223, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 223, 1989, on April 12, 1989. The proposal appoints J. Lloyd Grannan to the Animal Control Board. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 223, 1989, was adopted by unanimous voice vote.

Proposal No. 223, 1989, was retitled COUNCIL RESOLUTION NO. 37, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 37, 1989

A COUNCIL RESOLUTION appointing J. Lloyd Grannan to the Animal Control Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Animal Control Board, the Council appoints:

J. Lloyd Grannan

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 224, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 224, 1989, on April 12, 1989. The proposal appoints Mitchell E. Daniels, Sr. to the Animal Control Board. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 224, 1989, was adopted by unanimous voice vote.

Proposal No. 224, 1989, was retitled COUNCIL RESOLUTION NO. 38, 1989, and reads as follows:

**CITY-COUNTY COUNCIL RESOLUTION NO. 38, 1989**

A COUNCIL RESOLUTION appointing Mitchell E. Daniels, Sr. to the Animal Control Board.

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Animal Control Board, the Council appoints:

Mitchell E. Daniels, Sr.

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 240, 1989. Introduced by Councillor Irvin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving an application for designation of the Indianapolis Rubber Company as an Industrial Recovery Site"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 241, 1989. Introduced by Councillor Irvin. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE approving an application for designation of the Schwitzer Building as an Industrial Recovery Site"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 254, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$35,000 for the Department of Public Safety, Police Division, to purchase a Driver Analyzer Training System to provide better retraining and training on driving techniques"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 255, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Tonya Williams to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 256, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing David Wittenstein to the Animal Control Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 257, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the

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Code by authorizing a 4-way stop at the intersection of Doris Drive and Farley Drive"; and the President referred it to the Transportation Committee.

Councillor Borst moved, seconded by Councillor Gilmer to suspend the rules to hear Proposal Nos. 240 and 241, 1989. Without objection, the motion carried.

PROPOSAL NOS. 240 and 241, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal Nos. 240 and 241, 1989, on April 17, 1989. PROPOSAL NO. 240, 1989, approves an application for designation of the Indianapolis Rubber Company as an Industrial Recovery Site. PROPOSAL NO. 241, 1989, approves an application for designation of the Schwitzer Building as an Industrial Recovery Site. By a 6-0 vote, the Committee reported Proposal No. 240, 1989, to the Council with the recommendation that it do pass. By a 5-0-1 vote, the Committee reported Proposal No. 241, 1989, to the Council with the recommendation that it do pass.

Councillor Borst explained that the two proposals allow the buildings to become Industrial Recovery Sites under the Obsolete Building Reinvestment Act, which provides incentives to bring large, vacant buildings back into productive use.

President SerVaas clarified that he at one time owned the Indianapolis Rubber Company, but no longer had any interest in the site. He stated that turning the building into an Industrial Recovery Site would be a good investment for that area.

Councillor Borst moved, seconded by Councillor Gilmer, for adoption. Proposal No. 240, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*3 NOT VOTING: Dowden, Holmes, Schneider*

Proposal No. 240, 1989, was retitled SPECIAL ORDINANCE NO. 7, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 7, 1989

A SPECIAL ORDINANCE approving an application for designation of the Indianapolis Rubber Company as an Industrial Recovery Site.

WHEREAS, the City of Indianapolis and the near southeast side has suffered an economic loss with the closing of the Indianapolis Rubber Company factory on \_\_\_\_\_; and

WHEREAS, IC 6-3.1-11 and IC 6-3.1-20.7 provide a mechanism to encourage developers to seek alternative uses for such vacant facilities and provide for certain limited incentives to developers who seek to utilize such facilities; and

WHEREAS, IC 6-3.1-20.7 provides that one of the incentives which may be provided is a property tax credit for increased inventory located on industrial recovery sites; and

WHEREAS, IC 6-3.1-11 provides that another incentive which may be provided is an industrial recovery tax credit, which would apply against the owner's state tax liability; and

WHEREAS, IC 6-3.1-11 provides that in order to qualify for such credits the vacant industrial facility must be designated as an "industrial recovery site" by the Indiana Enterprise Zone Board; and

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WHEREAS, the Enterprise Zone Board may only designate a facility as an industrial recovery site if it has received an application from the executive of the municipality in which the facility is located; and

WHEREAS, the executive of the municipality may make such an application only after receiving the approval of the legislative body of the community in which the facility is located; and

WHEREAS, Mansur Development intends to redevelop the Indianapolis Rubber Company facility to productive use; and

WHEREAS, the Mayor and the City-County Council believe that it is in the best interests of Indianapolis and Marion County to encourage the productive use of the now vacant Indianapolis Rubber Company site; and

WHEREAS, the incentives provided by IC 6-3.1-11 and IC 6-3.1-20.7 will make it feasible for the project to move forward; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council hereby authorizes and gives its approval of efforts by Mayor William H. Hudnut, III, to make application to the Indiana Enterprise Zone Board for designation as an industrial recovery site of the Indianapolis Rubber Company facility located as shown on the attached drawing.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 241, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Howard, Schneider*

Proposal No. 241, 1989, was retitled SPECIAL ORDINANCE NO. 8, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 8, 1989

A SPECIAL ORDINANCE approving an application for designation of the Schwitzer Building as an Industrial Recovery Site.

WHEREAS, the City of Indianapolis and the near east side has suffered an economic loss with the closing of the Schwitzer Building and the loss of its manufacturing jobs; and

WHEREAS, IC 6-3.1-11 and IC 6-3.1-20.7 provide a mechanism to encourage developers to seek alternative uses for such vacant facilities and provides for certain limited incentives to developers who seek to utilize such facilities; and

WHEREAS, IC 6-3.1-20.7 provides that one of the incentives which may be provided is a property tax credit for increased inventory located on industrial recovery sites; and

WHEREAS, IC 6-3.1-11 provides that another incentive which may be provided is an industrial recovery tax credit, which would apply against the owner's state tax liability; and

WHEREAS, IC 6-3.1-11 provides that in order to qualify for such credits the vacant industrial facility must be designated as an "industrial recovery site" by the Indiana Enterprise Zone Board; and

WHEREAS, the Enterprise Zone Board may only designate a facility as an industrial recovery site if it has received an application from the executive of the municipality in which the facility is located; and

WHEREAS, the executive of the municipality may make such an application only after receiving the approval of the legislative body of the community in which the facility is located; and

WHEREAS, B & E Realty, Inc. intends to redevelop the Schwitzer Building to productive use; and



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WHEREAS, the Mayor and the City-County Council believe that it is in the best interests of Indianapolis and Marion County to encourage the productive use of the now nearly vacant Schwitzer Building; and

WHEREAS, the incentives provided by IC 6-3.1-11 and IC 6-3.1-20.7 will make it feasible for the project to move forward; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. The City-County Council hereby authorizes and gives its approval of efforts by Mayor William H. Hudnut, III, to make application to the Indiana Enterprise Zone Board for designation as an industrial recovery site of the Schwitzer Building located at 1125 Brookside as shown on the attached drawing.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 251, 1989. In Councillor Schneider's absence, Councillor Gilmer reported that the Economic Development Committee heard Proposal No. 251, 1989, on April 12, 1989. The proposal is an inducement resolution authorizing certain proceedings under revenue bond authorization of I.C. 36-7-11.9 and 36-7-12 of the Economic Development Commission (Bowes Seal Fast Corporation). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 251, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Dowden, Schneider*

Proposal No. 251, 1989, was retitled SPECIAL RESOLUTION NO. 28, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 28, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development revenue bonds for Bowes Seal Fast Corporation pursuant to I.C. 36-7-11.9 and I.C. 36-7-12.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Bowes Seal Fast Corporation (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either renovate, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities to consist of a building addition adjacent to a current manufacturing facility located at 5902 East 34th Street in Indianapolis, Indiana, such addition to contain approximately 76,213 square feet and to be located on approximately 2.5 acres of land, and such addition to be used by H-N Advertising & Display Co., Inc., a division of Bowes Seal Fast Corporation, in its operations of manufacturing point-of-purchase advertising displays made of metal and/or wire; the renovation, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishing for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 9 at the end of one year and 19 at the end of three years) and the creation of business opportunities to be achieved by the renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

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WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that this Commission and said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$2,500,000 under the Act to be privately placed or publicly offered with credit enhancement for the renovation, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the renovation, construction, installation and equipping of the Project, this Commission hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires October 31, 1989 unless such bonds have been adopted by the governing body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, renovation, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 252, 1989. Councillor Gilmer reported that the Economic Development Committee heard Proposal No. 252, 1989, on April 12, 1989. The proposal is a special ordinance authorizing the modification of the maturity dates, the payment dates, and the mandatory redemption dates relating to economic development revenue bonds authorized for issuance for Marleigh Corporation, in an aggregate principal amount not to exceed \$1,400,000; such bond issuance having been approved by the City-County Council on February 27, 1989, and approving and authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by

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Councillor Ruhmkorff, for adoption. Proposal No. 252, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Coughenour, Schneider*

Proposal No. 252, 1989, was retitled SPECIAL ORDINANCE NO. 9, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 9, 1989

A SPECIAL ORDINANCE approving the City of Indianapolis to issue its "Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project)" in an aggregate principal amount not to exceed \$1,090,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indiana Economic Development Commission concerning the proposed financing of economic development facilities for Marleigh Corporation, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147 (f) of the Internal Revenue Code of 1986, as amended, on February 8, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Marleigh Corporation (the "Company") consisting of the acquisition, renovation, construction, installation and equipping of a six (6) story apartment building located at 1434 North Delaware Street, Indianapolis, Indiana, containing approximately 32,230 square feet and located on approximately 0.76 acres of land, which is currently a vacant apartment building, is in need of renovation and will continue to be used for apartments after renovation; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishings for use in the facilities (the "Project"); which will be initially owned and operated by Marleigh Corporation complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, on February 8, 1989, the Indianapolis Economic Development Commission approved substantially final forms of the Indenture of Trust, Financing Agreement, Regulatory Agreement, Bond Purchase Agreement, Preliminary Official Statement, and the form of the City of Indianapolis, Indiana Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project) (the "Previously Approved Bonds") (hereinafter referred to collectively as the "Previously Approved Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; and

WHEREAS, the City-County Council passed Special Ordinance No. 5, 1989 (the "Ordinance") at its meeting conducted February 27, 1989, and the Ordinance was signed by Mayor William H. Hudnut, III, on March 9, 1989; and

WHEREAS, the Ordinance authorized the issuance of the Previously Approved Bonds; and

WHEREAS, subsequent to March 9, 1989, it was determined that a modification of the maximum aggregate principal amount, the maturity dates, payment dates, and mandatory redemption provisions of the Previously Approved Bonds (the "Modifications") would be of benefit to the Company and provide additional financial security for the Previously Approved Bonds, and the Previously Approved Bonds have not yet been issued; and

WHEREAS, the Modifications require approval by the Indianapolis Economic Development Commission (the "Commission") and the City-County Council pursuant to I.C. 36-7-12-27 (a)(1) through (a)(10); and

WHEREAS, on April 12, 1989, the Indianapolis Economic Development Commission approved substantially final forms, including the Modifications, of the Indenture of Trust, Financing Agreement, Regulatory Agreement, Bond Purchase Agreement, Preliminary Official Statement, and the form of the City of Indianapolis, Indiana, Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:



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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company for the purpose of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$1,090,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued, which Promissory Note will be executed and delivered by Marleigh Corporation to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Bond Purchase Agreement at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed eight and one-half percent (8.5%). The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the Underwriter designated in the Bond Purchase Agreement, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(10).

SECTION 6. The provisions of this Ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds, and after the execution of said Bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. The provisions of this Ordinance do not in any way repeal or amend City-County Special Ordinance No. 5, 1989, except to the extent of modifying the maximum aggregate principal amount, the maturity dates, payment dates, and mandatory redemption provisions of the Previously Approved Bonds and modifying the Financing Documents as necessary to accomplish the modification to the terms of the Previously Approved Bonds.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 253, 1989. Councillor Gilmer reported that the Economic Development Committee heard Proposal No. 253, 1989, on April 12, 1989. The proposal is a special ordinance authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc., dated September 1, 1980, and approving and authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.



April 24, 1989

Councillor Gilmer asked that the proposal be postponed until May 8, 1989, because of financial technicalities.

Councillor Ruhmkorff stated that the Committee had a special meeting for this proposal, because they were told it needed to be passed by April 25. If that is true, then why is it being postponed. Jay Rose, Counsel to the Economic Development Commission and Special Counsel to the City of Indianapolis, explained that Bank One is asking for an extension, and the financial documents required to close the deal are not ready for Council approval. If the court does not allow the extension, the building will be purchased without Economic Development bonds. Mr. Rose also clarified that the bondholders will receive the same payment either through the Bonds or by a private financial institution loan.

Without objection, Proposal No. 253, 1989, was postponed until May 8, 1989. (Councillors SerVaas, Mukes-Gaither, and Williams abstained from voting, due to possible conflicts of interest.)

PROPOSAL NOS. 259 - 265, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on April 20, 1989". The Council did not schedule Proposal Nos. 259 - 265, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 259 - 265, 1989, were retitled REZONING ORDINANCE NOS. 90 - 96, 1989, and are identified as follows:

REZONING ORDINANCE NO. 90, 1989. 89-Z-65 (AMENDED) WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12  
8920 EAST 21ST STREET, INDIANAPOLIS.

EDWARD L. McVAY, by Philip A. Nicely requests the rezoning of 11.75 acres, being in the C-S district, to the C-S classification to provide for a combination office-commercial-industrial park with resident manager's apartment for mini-warehouses.

REZONING ORDINANCE NO. 91, 1989. 89-Z-66 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
111 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

MELVIN SHUFFLEBARGER, by G. Thomas Blankenship, requests the rezoning of 1.90 acres, being in the A-2 district, to the D-6 classification to provide for multi-family residential development (pursuant to rezoning petition 88-Z-180).

REZONING ORDINANCE NO. 92, 1989. 89-Z-67 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 22  
629 EAST ARCH STREET, INDIANAPOLIS.

JAMES R. McCARROLL requests the rezoning of 0.46 acres, being in the D-10/RC district, to the D-8/RC classification to provide for single family residential development.

REZONING ORDINANCE NO. 93, 1989. 89-Z-68 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
5309 MADISON AVENUE (REAR), INDIANAPOLIS.

BLAZEK PROPERTIES, AN INDIANA GENERAL PARTNERSHIP, by Michael J. Kias, requests the rezoning of 3.72 acres, being in the C-4 district, to the D-11 classification to permit the development of a mobile home park.

REZONING ORDINANCE NO. 94, 1989. 89-Z-72 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5  
11860 EAST 75TH STREET, INDIANAPOLIS.

KIRBY INVESTMENTS, INC., by J. Murray Clark, requests the rezoning of 16.62 acres, being in the A-2 district, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 95, 1989. 89-Z-86A PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
7301 U.S. 31, SOUTH, INDIANAPOLIS.

CENTRE PROPERTIES, by Brian J. Tuohy, requests the rezoning of 25.1 acres, being in the C-1, D-3, and A-2 districts, to the C-4 classification to provide for development of a retail shopping center.

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REZONING ORDINANCE NO. 96, 1989. 89-Z-86B PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
7301 U.S. 31, SOUTH, INDIANAPOLIS.

CENTRE PROPERTIES, by Brian J. Tuohy, requests the rezoning of 4.68 acres, being in the C-1 and A-2 districts, to the D-3 classification.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 175, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 175, 1989, on April 11, 1989. The proposal appropriates \$6,200 for the Washington Township Assessor to use temporary outside services to complete reassessment. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:53 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 175, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*3 NOT VOTING: Borst, Clark, Schneider*

Proposal No. 175, 1989, was retitled FISCAL ORDINANCE NO. 41, 1989, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 41, 1989**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Two Hundred Dollars (\$6,200) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (u) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Washington Township Assessor to use temporary outside services to complete reassessment.

SECTION 2. The sum of Six Thousand Two Hundred Dollars (\$6,200) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>WASHINGTON TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
3. Other Services & Charges	\$6,200
TOTAL INCREASE	\$6,200

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	\$6,200
TOTAL REDUCTION	\$6,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 214, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 214, 1989, on April 11, 1989. The proposal appropriates \$18,000 for the Lawrence Township Assessor to extend office hours and hire three additional people. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:55 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 214, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Borst, Clark, Irvin, Schneider*

Proposal No. 214, 1989, was retitled FISCAL ORDINANCE NO. 42, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 42, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eighteen Thousand Dollars (\$18,000) in the Property Reassessment Fund for purposes of the Lawrence Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (q) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Lawrence Township Assessor to extend office hours and hire three additional people because the State Tax Board did not certify land values to Marion County, Lawrence Township is scheduled to receive their data from Cole-Layer-Trumble last, and Form 11's must be sent in by August and appeals heard in August, September and October.

SECTION 2. The sum of Eighteen Thousand Dollars (\$18,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>LAWRENCE TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$ 7,000
3. Other Services & Charges	<u>11,000</u>
TOTAL INCREASE	\$18,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PROPERTY REASSESSMENT FUND</u>
Unappropriated and Unencumbered	
Property Reassessment Fund	<u>\$18,000</u>
TOTAL REDUCTION	\$18,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 218, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 218, 1989, on April 12, 1989. The proposal appropriates \$8,356 for the Marion County Community Corrections Agency to provide the completion of payments on the electronic monitoring contract. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 218, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams

1 NAY: Gilmer

4 NOT VOTING: Clark, Cottingham, Irvin, Schneider

Proposal No. 218, 1989, was retitled FISCAL ORDINANCE NO. 43, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 43, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Thousand Three Hundred Fifty-six Dollars (\$8,356) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Community Corrections Agency to provide the completion of payments on the electronic monitoring contract.

SECTION 2. The sum of Eight Thousand Three Hundred Fifty-six Dollars (\$8,356) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY	
<u>COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	\$8,356
TOTAL INCREASE	\$8,356

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$8,356
TOTAL REDUCTION	\$8,356

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 219, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 219, 1989, on April 12, 1989. The proposal appropriates \$109,980 for the Prosecutor's Child Support IV-D Agency for their annual summer project and to purchase a voice response system. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden explained that the voice response system will help direct calls where they are supposed to go, and not tie up all the phone lines. The Prosecutor and County Clerk both are having phone lines tied up and are not being able to properly service the public.



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Councillor Williams asked if this is a \$90,000 system. Councillor Dowden said that it was. Councillor Williams asked if the system will enable the number of employees to be reduced. Councillor Dowden answered that it will not, but the public will get the information that they called about.

The President called for public testimony at 8:04 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 219, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

1 NAY: *Williams*

3 NOT VOTING: *Clark, Irvin, Schneider*

Proposal No. 219, 1989, was retitled FISCAL ORDINANCE NO. 44, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 44, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Nine Thousand Nine Hundred Eighty Dollars (\$109,980) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (x) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecutor's Child Support IV-D Agency for their annual summer project and to purchase a voice response system.

SECTION 2. The sum of One Hundred Nine Thousand Nine Hundred Eighty Dollars (\$109,980) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$ 500
3. Other Services & Charges	49,480
4. Capital Outlay	<u>60,000</u>
TOTAL INCREASE	\$109,980

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$109,980</u>
TOTAL REDUCTION	\$109,980

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 220, 1989. Councillor Dowden reported that this Proposal has not been heard in the Public Safety and Criminal Justice Committee. He asked that it be postponed until May 8, 1989. Without objection, Proposal No. 220, 1989, was postponed until May 8, 1989.

PROPOSAL NO. 221, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 221, 1989, on April 12, 1989. The

proposal approves the purchase and lease-back of real estate by the Indianapolis-Marion County Building Authority from the County of Marion on behalf of the Sheriff's Department. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:06 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 221, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

1 NAY: *Williams*

3 NOT VOTING: *Clark, Howard, Schneider*

Proposal No. 221, 1989, was retitled GENERAL RESOLUTION NO. 4, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 4, 1989

A GENERAL RESOLUTION approving the purchase and lease-back of real estate by the Indianapolis - Marion County Building Authority from the County of Marion and the long-term lease between Marion County, on behalf of the Marion County Sheriff's Department, and the Building Authority of real estate commonly referred to as 4423 North Shadeland Avenue and more particularly described in Exhibit "A" attached hereto and incorporated herein by reference ("Real Estate").

WHEREAS, Marion County holds title to the Real Estate and desires to convey it to the Indianapolis - Marion County Building Authority (hereinafter referred to as "Authority") which has been created under the provisions of IND. CODE 36-9-13-1 et seq., which Authority has expertise in financing, acquiring, improving, constructing, renovating, equipping, operating and leasing real estate to governmental units within the boundaries of Marion County for public governmental purposes; and

WHEREAS, Marion County desires to convey the subject Real Estate to the Authority and be reimbursed by the Authority for the purchase price together with cost of improvements and repairs to date and administrative cost of purchase of the property; and

WHEREAS, the Authority is an independent municipal corporation which is authorized to acquire, renovate, remodel, and manage governmental properties in Marion County for the benefit of governmental entities and to finance the cost for such acquisitions and work pursuant to its statutory authority; and

WHEREAS, the Authority intends to lease the subject Real Estate back to Marion County for use by Sheriff's Department as a multi-purpose facility; and

WHEREAS, the Authority, Marion County and the Marion County Sheriff's Department have negotiated such a lease purchase agreement entitled "Marion County Sheriff's Shadeland Avenue Roll Call Site Lease", which Lease must be the subject of a public hearing before the Council; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, in accordance with IND. CODE 36-1-10.5-1 et seq., authorizes the transfer of the Real Estate commonly known as 4423 North Shadeland Avenue, in Marion County, Indiana, from Marion County to the Authority to be held by the Authority and leased to Marion County as a multi-purpose facility for the Marion County Sheriff's Department.

SECTION 2. The City-County Council, having held a public hearing pursuant to notice as provided by Statute, hereby approves the terms and conditions of a certain Marion County Sheriff's Shadeland Avenue Roll Call Site Lease between the Authority and Marion County, which Lease is attached hereto and incorporated herein by reference as Exhibit "B", and authorizes the proper County officials to execute the same with such changes, if any, which such officials determine to be in the interests of the County.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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EXHIBIT A

LAND DESCRIPTION  
OVERALL BOUNDARY DESCRIPTION  
SHERIFF'S DEPT./POWERS-DAVIS  
FEBRUARY 3, 1989

A part of the Northwest quarter of Section 13, Township 16 North, Range 4 East located in Lawrence Township, Marion County, Indiana, being bounded as follows:

Beginning at a point on the West line of the Northwest Quarter of Section 13, Township 16 North, Range 4 East, said place of beginning being the Northwestern Corner of Tract No. 4 of the Amended Plat of Glidden Survey (ref.: Town Lot Record 1521, Page 677 and 678 in the Office of the Recorder of Marion County, Indiana) and being South 00 degrees 00 minutes 00 seconds (assumed bearing), 013.50 feet from the Northwestern Corner of said Northwest Quarter; thence South 89 degrees 06 minutes 24 seconds East 285.00 feet along the Northern line of said Tract No. 4 to its Northeastern Corner; thence South 00 degrees 00 minutes 00 seconds 88.43 feet along the Eastern line of said Tract No. 4 to its southeastern Corner and the Northern line of the 0.468 acre Tract of Land described in a Warranty Deed Recorded as Instrument No. 66 12877 in the Office of the Recorder of Marion County, Indiana; thence South 89 degrees 06 minutes 24 seconds East 55.00 feet along the Northern line of said 0.468 Acre Tract of Land to its Northeastern Corner; thence South 00 degrees 00 minutes 00 seconds 60.00 feet along the Eastern Line of said 0.468 Acre Tract of Land to its Southeastern Corner and a point on the Westerly Extension of the Northern Line of the 14.714 Acre Tract of Land described in a Warranty Deed Recorded as Instrument No. 78 72 in the Office of the Recorder of Marion County, Indiana; thence South 89 degrees 06 minutes 24 seconds East 20.04 feet along the Westerly Extension of the Northern Line of said 14.714 Acre Tract of Land to its Northwestern Corner; thence South 00 degrees 00 minutes 00 seconds 180.00 feet along the Western Line of said 14.714 Acre Tract of Land to its Point of Intersection with the Easterly Extension of the Northern Line of the 0.826 Acre Tract of Land Described in a Warranty Deed Recorded as Instrument No. 72 64023 in the Office of the Recorder of Marion County, Indiana; thence North 89 degrees 06 minutes 24 seconds West 360.04 feet along the Easterly Extension of the Northern Line of said 0.826 Acre Tract of Land and along the Northern Line of said 0.826 Acre Tract of Land to its Northwestern Corner and the West Line of said Northwest Quarter; thence North 00 degrees 00 minutes 00 seconds 100.00 feet along the West line of said Northwest Quarter to the Southwestern Corner of the 0.36 Acre Tract of Land described in a Special Warranty Deed Recorded February 6, 1964, as Instrument No. 6211 in the Office of the Recorder of Marion County, Indiana. The next three courses are along the Boundary of said 0.36 Acre Tract of Land: 1) thence South 89 degrees 06 minutes 24 seconds East 3200.00 feet; 2) thence North 00 degrees 00 minutes 00 seconds 80.00 feet; 3) thence North 89 degrees 06 minutes 24 seconds West 200.00 feet to the West Line of said Northwest Quarter; thence North 00 degrees 00 minutes 00 seconds 148.43 feet along the West Line of said Northwest Quarter to the Place of Beginning containing 2.167 Acres, more or less.

EXHIBIT B

MARION COUNTY SHERIFF'S SHADELAND AVENUE  
ROLL CALL SITE LEASE

THIS INDENTURE OF LEASE, made and executed as of this \_\_\_\_\_ day of \_\_\_\_\_, 1989; by and between INDIANAPOLIS-MARION COUNTY BUILDING AUTHORITY, a body corporate and politic organized and existing under the Indiana Code 36-9-13 (hereinafter called the "Authority"), and the COUNTY OF MARION, INDIANA, (hereinafter called the "County"),

WITNESSETH:

WHEREAS, the Authority has been created under and in pursuance to the provisions of Indiana Code 36-9-13 (hereinafter referred to as the "Act"), for the purpose of financing, acquiring, improving, constructing, reconstructing, renovating, equipping, operating and leasing to eligible government entities within the territorial boundaries of the County of Marion, lands and buildings for public and governmental purposes; and

WHEREAS, the County has recently acquired a site at 4423 North Shadeland Avenue, Indianapolis, Indiana, for the use of the Sheriff of Marion County with intention of conveying such site as so used to the Authority in accordance with the Authority's purposes, which site is described on Exhibit A attached hereto and made a part hereof; and

WHEREAS, the County as an eligible entity, as defined in IC 36-9-13-1, has requested the Authority to acquire the site so purchased by Marion County at 4423 North Shadeland Avenue, Indianapolis, Indiana (hereinafter called "Roll Call Site"), for financing under its statutory authority and for subsequent lease to Marion County (the acquisition of the Roll Call Site and its conversion to use by the Sheriff hereinafter sometimes called the "Roll Call Site Project"); and



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WHEREAS, the Authority has agreed to undertake the Roll Call Site Project and to this end the County has advanced funds to the Authority to meet preliminary expenses, repairs, and other costs necessary to be expended prior to the making of a loan by the Authority for the financing of the Roll Call Site Project; and

WHEREAS, to provide such a facility for the Marion County Sheriff's Department, Section 29 of the Act authorizes the County to sell lands and buildings owned by the County to the Authority for its cost of acquisition and related expenses and to then lease from the Authority such facility for a term of years following completion of the Roll Call Site Project; and

WHEREAS, the land described in Exhibit A attached hereto in the City of Indianapolis, Marion County, is now owned in fee by the County and is currently used as the Roll Call Site facility under a temporary interim management contract with the Authority; and

WHEREAS, the County and the Sheriff's Department plan to continue to use the Roll Call Site in substantially its present condition, there are no plans and specifications of construction necessary as part of the Roll Call Site Project; and

WHEREAS, the total cost of the Roll Call Site Project, including, but not limited to, costs of acquisition, repairs and alterations heretofore, or hereafter to be, accomplished, legal and financing expenses, certain expenses of operation of the Authority during pre-acquisition management and repayment of funds advanced by the County to meet preliminary expenses necessary to be paid prior to making of a loan by the Authority, is estimated to be \$380,000.00; and

WHEREAS, the fixed lease rentals to be paid under this Lease by the County will be pledged by the Authority to repay funds borrowed by the Authority to finance the Roll Call Site Project; and

WHEREAS, public hearings have been held by the City-County Council of the Consolidated City of Indianapolis and Marion County, after due publication of notice thereof, upon the necessity for the execution of this Lease and whether the basis for the determination of lease rentals hereunder is fair and reasonable, and said governing body acting on behalf of the County has duly authorized the execution of this Lease by General Resolution No. \_\_\_\_, 1989, entered in the official records of said governing body;

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES, as follows:

### ARTICLE I

#### Conveyance of Site by County to Authority

Section 1.01. Sale of Site. The County shall by deed convey fee simple title of the Roll Call Site to the Authority, as such Site is described in Exhibit A attached hereto.

Section 1.02. Site Cost. The Authority shall pay to the County for its acquisition of the Roll Call Site and all existing improvements thereon the sum of Two Hundred Seventy-seven Thousand Five Hundred Dollars (\$277,500.00) plus the cost to the County of the repair of the roof and certain renovation and other expenses of the Roll Call Site, determined to be approximately \$82,500.00, for a total purchase price of approximately \$360,000.00 to be paid by the Authority and the receipt and sufficiency of such purchase price shall be acknowledged by the County at the time of such conveyance.

### ARTICLE II

#### Financing by Authority of the Project

Section 2.01. Finance. Upon the execution of this Lease, the Authority shall forthwith take all steps required to obtain funds to pay the cost of the acquisition by the Authority and all other related expenses of the Roll Call Site Project and, only upon obtaining such funds, shall it proceed with the acquisition of the Site from the County and the commencement of the term of this Lease.

### ARTICLE III

#### Lease of Roll Call Site By Authority to County

Section 3.01. Demise of Site. In consideration of the rentals and other terms and conditions herein specified, the Authority does hereby let, demise and lease to the County the Roll Call Site, together with any equipment or furnishings as may be provided by the Authority: TO HAVE AND TO HOLD, for a term beginning on the date of the conveyance of the Roll Call Site to the Authority by the County in accordance with Section 1.01 hereof and ending on December 31, 1999.



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Section 3.02. Operation and Maintenance. The Authority shall operate and maintain the Roll Call Site and any equipment and furnishings thereof provided by the Authority pursuant to this Lease, commencing with the term of this Lease. Operation and maintenance shall be deemed to include, but shall not be limited to, heating, air-conditioning, light, power, water, other utility services, repair, cleaning, snow removal, janitor and caretaker services, administrative expenses of the Authority allocable to the facility, premiums on the insurance which the Authority may carry, replacement of fixtures and reasonable reserves. The Authority shall furnish such heat, air-conditioning, water, power and cleaning service as in its judgment is reasonably necessary for the use and occupancy of the leased Site for its intended purposes. No failure to furnish any of the foregoing utilities or service shall be construed as an eviction of the County nor shall it work an abatement of the rent or in anywise render the Authority liable for damages to person or property suffered by governmental units, their employees, licensees, invitees, or sublessees by reason of such failure, or release the County from the prompt fulfillment of its covenants hereunder. The Authority and the County may enter into agreements from time to time concerning details and responsibilities of the operation, occupancy and maintenance of the structure and Site for their mutual benefit.

Section 3.03. Ownership of Site. The Site and the structure and its appurtenances located on the Site shall be and remain the property of the Authority until such time as title thereto passes to the County in accordance with the terms of this Lease.

#### ARTICLE IV

##### Rentals Payable by County

Section 4.01. Fixed Annual Rentals and Adjustment. The fixed annual rent to be paid by the County to the Authority for use of the Roll Call Site as repaired or improved, and any equipment and furnishings provided hereunder, shall be the sum of Fifty-five Thousand Nine Hundred Twenty-two Dollars (\$55,922.00) payable in equal semi-annual installments for the term of this Lease.

The first semi-annual installment of the fixed annual rent shall be due and payable on January 1, 1990. Thereafter, the fixed rentals shall be payable by the County in equal semi-annual installments on the first days of July and January during the term of this Lease. In all events, the last installment of fixed rent shall be payable by December 31, 1999.

Provided, however, whenever the funds borrowed by the Authority to finance the Roll Call Site Project have been repaid in full with all interest, whether from fixed rentals or otherwise, the rental payable under this Section 4.01 shall cease and the only rent obligations of the County shall be those set forth in Section 4.02.

All fixed rent payable under the requirements of this Lease may be paid by the County to the bank or other financial institution selected by the Authority as lender for the purpose of providing funds to pay the cost of the Roll Call Site Project. All payments so made by the County shall be considered as payment to the Authority of the fixed annual rent payable hereunder.

If the net interest cost on loan of the Authority taken and made by it to pay the costs of the Roll Call Site Project is less than 8% per annum, the annual fixed rental shall be reduced to an amount equal to the multiple of \$1,000 next higher than the highest sum of principal and interest due on the loan in any year. Such amount of reduced annual rental shall be endorsed on this Lease by an amendment thereof by the parties hereto as soon as the same can be done after the making of such loan by the Authority, and such endorsement shall be recorded as an addendum to this Lease in the Office of the Recorder of Marion County.

Section 4.02. Additional Annual Rentals. The County shall pay to the Authority as additional rent amounts sufficient to cover the cost of operation and maintenance of the Roll Call Site commencing with the beginning date of the term of this Lease as provided in Section 3.01. The amount of additional rent for operation and maintenance shall be calculated as provided in Section 4.03 hereof, and shall be payable semi-annually in advance on the due dates of the installments of the fixed annual rentals provided for in Section 4.01 hereof; provided, however, the additional rent payable for the period from the commencement of the term to December 31, 1989, shall be prorated on a monthly basis and paid on the commencement date of the term of this Lease.

Section 4.03. Annual Budget of Authority. For the purpose of determining the cost of the operation and maintenance of the Roll Call Site, the Authority shall operate on a fiscal year beginning on July 1 of each year and ending on June 30 of the following year. The Authority shall, on or before June 15 of each year commencing with the year 1989, prepare and adopt a budget in which it shall set forth in reasonable detail its estimated operation and maintenance expenses of the Roll Call Site for its fiscal year commencing on July 1 in the next ensuing calendar year, and shall promptly transmit a copy thereof to the County through the office of the County Auditor. Prior to the time such budget is to be submitted to the City-County Council, the Authority and the Auditor, acting on behalf of the Marion County Sheriff, shall consider such budget in detail and shall undertake to resolve any budgetary differences.

In preparing such budget, the Authority shall take into account any amounts on hand which will be available for application on such operation and maintenance costs, and shall also take into account any deficiency in funds arising through operation and maintenance expenses exceeding the amount budgeted therefor in any prior year. For

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such budget the Authority shall consider the costs of operation and maintenance of a facility meeting all local, state or federal standards applicable to such facility. It shall take into account the costs of operating and maintaining structures of comparable character and shall provide for reasonable salaries and wages and efficient management with a view to maintaining the Roll Call Site in first-class condition at the lowest feasible cost. Any such budget shall make provision for a reasonable working balance and a reserve account. Such reserve shall be determined in accordance with accepted accounting practice for non-recurring general maintenance, improvement or replacement. The budget shall specify the amounts which the County shall be required to pay as additional rental to cover the operation and maintenance costs during the fiscal year for which the budget is prepared. The County shall include in its budget adopted in 1989 for the next calendar year, and in its budgets adopted in each year thereafter for submission to the City-County Council, amounts sufficient to pay its total annual rental obligations under this Lease, including both the fixed annual rent under Section 4.01 and the additional annual rent under Section 4.02, payable during each year. The County shall levy annually a tax sufficient to produce each year the necessary funds with which to pay the annual rentals provided for in this Lease.

Section 4.04. Destruction and Abatement of Rent. In the event the Roll Call Site shall be partially or totally destroyed, whether by fire or by any other casualty, so as to render the same unfit, in whole or in part, for use and occupancy by the County, it shall then be the obligation of the Authority to restore and rebuild as promptly as may be done, strikes and other causes beyond the control of the Authority excepted; provided, however, that the Authority shall not be obligated to expend on such restoration or rebuilding more than the amount of the proceeds received by the Authority from the insurance provided for in Section 5.01 hereof. Except as provided in Section 5.01, the fixed annual rental shall be abated for the period during which the Roll Call Site, or any part thereof, is unfit for occupancy, and shall be in proportion to the percentage of the improvements which are unfit for occupancy. Similarly, the additional annual rentals shall be adjusted or abated in the appropriate fashion.

### ARTICLE V

#### Insurance

Section 5.01. Insurance Coverage. Out of additional rental payable, the Authority shall, during the full term of the Lease, keep the Roll Call Site and any personal property furnished by the Authority insured against physical loss or damager, however caused, with such exceptions and deductions as are ordinarily required by insurers of buildings or facilities of a similar type for similar uses. Such hazard insurance shall be in an amount equal to 110% of the full replacement cost of the Roll Call Site Project as certified by a registered architect, registered engineer, or professional appraisal engineer, selected by the Authority, on the effective date of this Lease and annually thereafter. Such reappraisal may be based upon a recognized index of conversion factors. During the fixed rental period of this Lease the Authority shall also, out of additional rental payable, maintain rent or rental value insurance in an amount equal to the full fixed rental of the Roll Call Site for a period of one (1) year against physical loss or damage of the type insured against pursuant to the preceding requirements of this Section. Such policy or policies shall be for the benefit of the Authority, any lender having an insurable interest in the lease, and the County, and shall be made payable to the Authority or to such other person or persons as the Authority may designate. Such policy or policies shall be countersigned by an agent of the insurer who is a resident of the State of Indiana, and such policy or policies, together with a certificate of the Insurance Commissioner certifying that the persons countersigning are duly qualified in the State of Indiana as resident agents of the insurer on whose behalf they may have signed, shall be held by the Authority.

If, at any time, the County fails to pay sufficient additional rental to carry such insurance, such insurance may be obtained by the Authority from available funds and the amount paid therefore shall be added to the amount of additional rental thereafter payable by the County under this Lease; provided, however, that the Authority shall be under no obligation to obtain such insurance if the County fails to pay sufficient additional rental and any action or non-action of the Authority in this regard shall not relieve the County of any consequence of its default in failing to pay sufficient additional rental, including its obligation to continue the fixed annual rental payments in case of total or partial destruction of the Roll Call Site as provided in Section 4.01 hereof. The County shall at all times have the right to inspect insurance policies carried on the Roll Call Site and may at any time request that additional coverage or higher policy limits be carried, provided, such additional premiums be added to the additional rent paid under Section 4.02.

Section 5.02. Reconstruction. In the event of destruction or damage to the Roll Call Site or its personal property provided by the Authority, or both, by an insured peril, the Authority shall cause the proceeds received from insurance to be applied to the repair and restoration of the Roll Call Site and aforesaid personal property to their former condition, unless such proceeds shall not be sufficient in amount to pay the cost thereof, or unless the County shall consent to a different application of such proceeds. In the event the proceeds received from insurance shall not be sufficient in amount to pay the cost for such repair and restoration, the Authority shall not be under any obligation to repair or restore unless additional funds are made available by the County. Any surplus remaining from such insurance proceeds after the discharge or payment by the Authority of all its outstanding obligations with respect to the Roll Call Site shall be paid over to the County.

Section 5.03. Liability and Workmen's Compensation Insurance. The Authority shall provide workmen's compensation insurance with respect to its employees assigned to the Roll Call Site. The Authority shall also provide such

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liability insurance for personal injury and property damage as it shall determine. All such insurance premiums shall be paid for out of additional rent budgeted and payable annually by the County.

Section 5.04. Subrogation. Each party to this Lease releases the other from all liability for damage to the property of the other party or loss of use thereof, and for all other losses insured, resulting from any peril or event normally covered by insurance or workmen's compensation coverage, regardless of whether such damage or loss is caused by the negligence of the other party, its invitees, its agents or employees.

## ARTICLE VI

### Options to Renew and Purchase

Section 6.01. Option to Renew. In the event that the County shall not have exercised the option to purchase provided for in Section 6.02 of this Lease, the County, upon written notice given to the Authority not more than one (1) year nor less than six (6) months prior to the expiration of the term of this Lease, shall have an option to renew this Lease for a like or lesser term upon the terms and conditions of this Lease, except that with respect to such extended term the provisions of Section 1.02 and 4.01 hereof shall not apply, and the only obligations of the County to pay rentals for such extended term shall be those set forth in Section 4.02 hereof.

Section 6.02. Option to Purchase During Term of Lease. During the term of this Lease, the County shall, upon not less than six (6) months' written notice to the Authority, have an option to purchase the Roll Call Site and the equipment and furnishings covered by this Lease on any rental payment date from and after one (1) year from the date of the commencement of the term of this Lease and prior to the expiration of the term hereof. The purchase price shall be equal to the amount required to enable the Authority to pay all outstanding debt incurred to finance the Roll Call Site Project, including any premiums payable on the prepayment thereof and all accrued and unpaid interest, and to pay all other indebtedness or obligations of the Authority attributable to the operation and maintenance of the Roll Call Site. Upon the request of the County, the Authority shall furnish an itemized statement setting forth the amounts required to be paid in order to effect such a purchase. Upon any such purchase the Roll Call Site shall revert to the County free of this Lease, which transfer of title shall be evidenced by a quitclaim deed executed and delivered by the Authority.

Section 6.03. Ownership of Project at Expiration of Lease. In the event the County shall not have exercised during the term of this Lease the option to purchase provided by Section 6.02, and the County having made the payments of rentals as provided in Sections 4.01 and 4.02 hereof during the full term or renewal term, then the County shall reacquire the Roll Call Site free and clear of all obligations of this Lease upon its expiration, provided there shall have been paid by the County to the Authority upon the expiration of the Lease a sum sufficient to enable the Authority to pay any outstanding debt payable out of the rent and other income of the Roll Call Site and all accrued and unpaid interest, and to pay all other indebtedness or obligations of the Authority attributable to the operation and maintenance of the Roll Call Site. The Authority shall evidence such ownership by executing and delivering a quitclaim deed in favor of the County.

## ARTICLE VII

### Miscellaneous

Section 7.01. Use of Building, Indemnification, etc. The County shall not permit the use of the Roll Call Site for any purpose which will result in a violation of State or Federal laws, rules, regulations or ordinances of any local governmental unit, now or thereafter in force and applicable thereto. The County shall, to the extent permitted by law, keep the Authority harmless and indemnified at all times against any loss, cost, damage or expense by reason of any accident, loss, casualty or damage resulting to any person or property through any use, misuse or non-use of the Roll Call Site or by reason of any act or thing done or not done on, in or about the leased premises or in relation thereto. Such liability of the County shall, however, be limited to any loss or damage in excess of any amount recovered by the Authority from any insurance or any other source by reason of such causes. The County shall observe the building rules and regulations which may be adopted from time to time by the Authority for the operation of the physical facility.

Section 7.02. Authority's Right of Entry. The Authority, its agents and employees shall have the right at all reasonable times to enter the Roll Call Site to examine the same or to make any repairs, alterations or improvements which the Authority shall deem necessary for the safety, preservation or maintenance of the premises. The Authority shall be allowed to take all material into and upon the premises that may be required to make such repairs, alterations, improvements or maintenance and the rent reserved and payable under Article IV hereof shall in no wise abate while any repair, alteration, improvement or maintenance is being accomplished. All such work shall be done during ordinary business hours, barring an emergency, but if any such work at the request of the County is to be done during any other hours, the County shall pay for any applicable premium or overtime costs. The County or the Sheriff's Department may reasonably limit the time, place and manner of activity by employees or agents of the Authority doing such work at the Roll Call Site in order to provide for the security, safety and health of the employees or agents of the Authority, the County and other occupants. The Authority recognizes that confidential information and



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property may be kept at the Roll Call Site and agrees to abide by all rules and regulations of the Marion County Sheriff designed to maintain the security of files, information and property. Further, the employees of the Authority or of its agents who have access to the building may be subject to the collection of background information by the Sheriff for submission to the Authority for its consideration.

**Section 7.03. Assignment and Sublease.** The leasehold rights of the County hereunder shall not be assigned or sublet in whole or in part during the term of this Lease unless (1) the assignee or sublessee shall assume the duties and obligations of the assignor or sublessor with respect to the leasehold rights assigned or sublet, and (2) the written consent of the Authority to such assignment or sublease shall be first obtained. The County shall, nevertheless, remain primarily liable to perform all covenants and conditions of this Lease by its assignee or subtenant.

**Section 7.04. Title to Site.** The County warrants to the Authority that it currently holds title to the Roll Call Site in fee simple; that the conveyance to the Authority as herein provided is in fee simple; the Authority shall hold quiet possession thereof and that the site is zoned for the intended use by the County. Upon request by the Authority, the County shall furnish to the Authority title insurance, the cost of which shall be part of the Roll Call Project cost.

**Section 7.05. Remedies.** If the County shall fail to include in its budget for any calendar year during the term of this Lease amounts sufficient to pay its total annual rental obligations hereunder, and levy a tax therefor, the Authority shall have the right to pursue administrative remedies as well as the judicial remedy of mandamus or any other appropriate legal action to compel the levy and collection of the necessary tax.

**Section 7.06. Mortgage.** The Authority may mortgage the Roll Call Site to secure any indebtedness incurred by it to finance the Roll Call Site Project, but which mortgage shall be subordinate to this Lease and shall be for a term no greater than the term of this Lease.

**Section 7.07. Successors and Assigns.** All covenants, promises and agreements by the parties hereto shall be binding upon their successors and assigns.

**Section 7.08. Construction.** All provisions contained herein shall be construed in accordance with the provisions of the Act and to the extent of inconsistencies, if any, between the covenants and agreements in this Lease and the provisions of the Act, the provisions of said Act shall be deemed to be controlling and binding upon the parties.

**Section 7.09. Counterparts and Recording.** This Lease may be executed in several counterparts, each of which so executed shall be deemed to be an original, and all such counterparts shall together constitute but one and the same instrument. This Lease shall be recorded with the Recorder of Marion County.

**Section 7.10. Severability.** In the event that any part or parts of this Lease are held to be invalid by a Court of competent jurisdiction, this Lease shall continue to be valid for the remainder thereof.

**Section 7.11. Section Headings.** The Section headings herein are for convenience only and shall not affect the construction hereof.

IN WITNESS WHEREOF, the parties have caused this instrument to be executed by their duly authorized officers as of the day and year first above written.

INDIANAPOLIS-MARION COUNTY  
BUILDING AUTHORITY

By: \_\_\_\_\_  
Maynard R. Hokanson  
President of the Board of  
Directors

Attest:  
By: \_\_\_\_\_  
William F. Fox  
Secretary of the Board of Directors

MARION COUNTY  
By: \_\_\_\_\_  
William H. Hudnut III  
County Executive

and \_\_\_\_\_  
Curtis L. Coonrod  
Auditor of Marion County

Attest:  
By: \_\_\_\_\_  
Clerk, City-County Council



April 24, 1989

Approved as to form and legality:

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Corporation Counsel,  
Consolidated City of Indianapolis

## **SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 40, 1989. Councillor SerVaas passed the gavel to Councillor West and proposed the following amendment:

### **CITY-COUNTY COUNCIL MOTION**

Mr. President:

I move that City-County Council Proposal No. 40, 1989, be amended by substituting a semicolon for the period at the end of Section 3, and adding the following: "provided the signals shall not be placed in operation until thirty days after the Transportation Board shall have approved and certified to the Council the methods of activation and times and days of automatic signal control of traffic at these intersections".

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Councillor Beurt SerVaas

Councillor SerVaas stated that he would like to keep Kessler Blvd. open and not put signals at all the side streets, because many people take Kessler to work during rush hours. He believes that one car on the ramp should not be able to stop a major thoroughfare.

Councillor West asked why the amendment has this proposal going to the Transportation Board instead of the Transportation Committee. Robert Elrod, General Counsel, explained because that is the way he was asked to draft the amendment and also the way it has been done in the past. However, it could go to the Transportation Committee if they so choose.

Councillor Howard moved, seconded by Councillor McGrath, to send Proposal No. 40, 1989, back to Committee.

Councillor SerVaas withdrew his amendment.

Proposal No. 40, 1989, was sent back to Committee on the following roll call vote; viz:

*20 YEAS: Borst, Boyd, Clark, Cottingham, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader*

*8 NAYS: Brooks, Coughenour, Golc, Holmes, Irvin, Shaw, West, Williams*

*1 NOT VOTING: Schneider*

## **SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 592, 1988. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 592, 1988, on April 17, 1989. The proposal designates Belmont Avenue from Washington Street to 16th Street "Rev. Mozel Sanders Memorial Way". By a 3-0-2 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Borst explained that a park has been renamed for Rev. Mozel Sanders. Councillor Borst moved, seconded by Councillor Irvin, to strike Proposal No. 592, 1988. The proposal was stricken by consent.

PROPOSAL NO. 19, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 19, 1989, on April 17, 1989. The proposal amends the Code by adding a new Section 28-351, Memorial streets created, to provide for Memorial Streets. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst explained that the City did not have a good system in handling Memorial Streets. This proposal establishes guidelines for Memorial Ways for the future. Councillor Irvin explained that currently the Memorial Streets were very confusing for the public. This proposal helps establish a plan for future occurrences of Memorials.

Councillor Irvin explained that a technical change needed to be made in the proposal. Therefore, Councillor Irvin moved, seconded by Councillor Borst, to amend Proposal No. 19, 1989, by changing the wording "memorial way" to "memorial area" in Sec. 28-353, paragraph (b). Councillor SerVaas stated that because it was only a technical error, it was not necessary to be voted on. He noted that the change would be made.

Councillor Howard thanked Councillor Irvin, Councillor Borst, and the members of the Metropolitan Development Committee for all the hard work that they have put into this proposal.

Councillor Irvin moved, seconded by Councillor Borst, for adoption. Proposal No. 19, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Giffin, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*5 NAYS: Cottingham, Dowden, Durnil, Gilmer, Holmes*  
*1 NOT VOTING: Schneider*

Proposal No. 19, 1989, was retitled GENERAL ORDINANCE NO. 36, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 36, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Chapter 28, Sections 28-351 through 28-355, by adding a new Article VIII.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", be, and the same is hereby amended by adding a new Article VIII in Chapter 28, Sections 28-351 through 28-355, to read as follows:

Article VIII - Memorial Areas

Sec. 28-351. Designated memorial areas authorized.

To encourage the citizens of Indianapolis to remember certain exemplary role-model persons who in some positive way touched the lives of Indianapolis' people, the Council may memorialize such persons by designation of "memorial areas" in memory of such persons. "Memorial areas" for purposes of this article are either: (i) existing named or numbered streets or (ii) a geographic area identified and designated by the city-county council in its general resolution establishing such memorial area, in response to a petition filed pursuant to sec. 28-353.

Sec. 28-352. Criteria for designated memorial areas.

(a) No living person shall be honored by these designated memorial areas. If the area is dedicated to the memory of a person, that person shall have been deceased for a minimum of three (3) years. The person must have

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been a generally recognized local community leader, or someone from outside of the community who significantly influenced Indianapolis in a high moral, physical or inspirational manner.

(b) A designated memorial area shall be either (i) one specific street up to one-half (1/2) mile long, or (ii) a contiguous cluster of streets with no circumference limitations forming an area in the close proximity of the honored person's geographical area of special influence (such as home, church, business).

Sec. 28-353. Procedure for memorial designations.

(a) Persons desiring the designation of a memorial area shall file with the clerk of the council a petition in support of the proposed designation signed by at least two-thirds (2/3) of the property owners of record abutting the proposed designated memorial area:

(1) The petition shall designate one person as the spokesperson for the petitioners.

(2) The petition shall recite the exact name, history and rationale for such a memorial designation, a map showing the preferred location of the proposed street or area, and a list of all property owners of record with addresses abutting the streets in the area involved.

(3) A fee of five hundred dollars (\$500) to assist in the costs for manufacture and placement of the memorial signs shall accompany the petition. This fee shall be placed in the "grants and gifts" fund maintained by the city controller, and shall be available to the department of transportation upon designation of the memorial area. The fee shall be refunded if the council fails to pass a resolution within twelve (12) months designating the memorial area.

(4) Professional or amateur-generated, camera-ready artwork of a silhouette likeness of the memorialized person, and/or an identifying symbol or logo for the proposed signs shall be submitted which is acceptable to the department of transportation for safety, reproduction and other reasonable considerations. Said artwork shall be free of any copyright or trademark interests and shall save and hold harmless Indianapolis, Marion County and all appendages thereof from any and all claims brought by any entity asserting copyright or trademark interests relating to that rendering.

(b) A councillor may introduce a proposal for a general resolution designating the memorial area. Such proposal is to be assigned to the metropolitan development committee (or to its most direct successor committee), which shall hold a public hearing on the proposal.

(c) No less than twenty-three (23) days prior to the hearing, the petitioner shall send by first class mail to all property owners of record and to all registered neighborhood organizations within the proposed memorial area, information about the proposal and the hearing. The petitioner shall file with the clerk a notarized statement that these notices were sent, when they were mailed, to whom, and a copy of the mailed notice.

Sec. 28-354. Memorial signs.

(a) If the Council adopts a general resolution designating a memorial area, the area shall be marked by memorial signs.

(b) Signs shall be twenty-four by thirty inches (24"x 30") in size which are not likely to be confused with regular street signs and shall be placed by the department of transportation along such designated streets.

(c) The signs are to display a silhouette likeness of the person being memorialized, or an appropriate symbol identifying the subject of memorialization. The signs should convey educational information to the public such as an identifying name of the memorialized subject, birth and death years, date of any significant event, or other brief pertinent facts.

(d) Memorial signs shall be placed at the beginning and at the end of the designated area, and shall not exceed a total number of eight (8) signs.

(e) The department of transportation shall retain final decision authority concerning memorial sign locations, height and colors for transportation safety, visibility and other related traffic and pedestrian considerations.

Sec. 28-355. Other provisions.

(a) Each designated memorial area enabling authorization shall expire fifteen (15) years after it is passed by the city-county council.

(b) After fifteen (15) years, the signs may be given to appropriate individuals, organizations or sponsoring entities. The petitioning process for any designated memorial area may be renewed every fifteen (15) years for an indefinite number of times. A new enabling ordinance is required, but no fee nor petitions are necessary.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 212, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 212, 1989, on April 11, 1989. The proposal transfers and appropriates \$560 for the Franklin Township Assessor for forms and supplies for the copy machine purchased for that office. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 212, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

0 NAYS

3 NOT VOTING: *Gole, Schneider, Williams*

Proposal No. 212, 1989, was retitled FISCAL ORDINANCE NO. 45, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 45, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Hundred Sixty Dollars (\$560) in the County General Fund for purposes of the Franklin Township Assessor and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (p) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Franklin Township Assessor because having their own copying machine, they no longer use the contractual copying machine, and their charges for forms and supplies have increased.

SECTION 2. The sum of Five Hundred Sixty Dollars (\$560) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>FRANKLIN TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$560
TOTAL INCREASE	\$560

SECTION 4. The said additional appropriations are funded by the following reductions:

<u>FRANKLIN TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$560
TOTAL REDUCTION	\$560

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 213, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 213, 1989, on April 11, 1989. The proposal transfers and appropriates \$290 for the County Surveyor for stationery and office supplies. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 213, 1989, was adopted on the following roll call vote; viz:



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22 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West*

1 NAY: *Durnil*

6 NOT VOTING: *Borst, Golc, Howard, Schneider, Shaw, Williams*

Proposal No. 213, 1989, was retitled FISCAL ORDINANCE NO. 46, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 46, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Ninety Dollars (\$290) in the County General Fund for purposes of the County Surveyor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (j) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the County Surveyor for stationery and office supplies.

SECTION 2. The sum of Two Hundred Ninety Dollars (\$290) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY SURVEYOR</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$290
TOTAL INCREASE	\$290

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY SURVEYOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$290
TOTAL REDUCTION	\$290

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 216, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 216, 1989, on April 12, 1989. The proposal transfers and appropriates \$1,000 for the Superior Court, Criminal Division, Room IV, because additional employees are needed to assist with sequestered juries during June and July. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 216, 1989, was adopted on the following roll call vote; viz:

20 YEAS: *Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Solenberg, Strader, West, Williams*

0 NAYS

9 NOT VOTING: *Borst, Boyd, Brooks, Gilmer, Howard, Irvin, Ruhmkorff, Schneider, Shaw*

Proposal No. 216, 1989, was retitled FISCAL ORDINANCE NO. 47, 1989, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 47, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Dollars (\$1,000) in the County General Fund for purposes of the Superior Court, Criminal Division, Room IV, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (gg) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Superior Court, Criminal Division, Room IV, because additional employees are needed to assist with sequestered juries during June and July.

SECTION 2. The sum of One Thousand Dollars (\$1,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>SUPERIOR COURT</u>	
<u>CRIMINAL DIVISION, ROOM IV</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$1,000
TOTAL INCREASE	\$1,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>SUPERIOR COURT</u>	
<u>CRIMINAL DIVISION, ROOM IV</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$1,000
TOTAL REDUCTION	\$1,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 217, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 217, 1989, on April 12, 1989. The proposal transfers and appropriates \$6,130 for the Marion County Community Corrections Agency to pay the 27th pay period in this fiscal year, due to an increase in pay periods because of the leap year. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 217, 1989, was adopted on the following roll call vote; viz:

27 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

2 NOT VOTING: *Borst, Schneider*

Proposal No. 217, 1989, was retitled FISCAL ORDINANCE NO. 48, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 48, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Six Thousand One Hundred Thirty Dollars (\$6,130) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Community Corrections Agency to pay the 27th pay period in this fiscal year, due to an increase in pay periods because of the leap year.

SECTION 2. The sum of Six Thousand One Hundred Thirty Dollars (\$6,130) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY	
<u>COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	<u>\$6,130</u>
TOTAL INCREASE	\$6,130

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY	
<u>COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	<u>\$6,130</u>
TOTAL REDUCTION	\$6,130

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 226, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 226, 1989, on April 11, 1989. The proposal amends the Code by adding a new Article IX in Chapter 20, dealing with the sale of tickets for the National Football League's "1992 Super Bowl" exhibition at the Hoosier Dome. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath moved, seconded by Councillor Borst, for adoption. Proposal No. 226, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

1 NOT VOTING: *Schneider*

Proposal No. 226, 1989, was retitled GENERAL ORDINANCE NO. 37, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 37, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Article IX in Chapter 20.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 20, be, and is hereby amended by adding a new Article IX to read as follows:

ARTICLE IX

SALE OF TICKETS FOR THE NATIONAL FOOTBALL LEAGUE'S  
"1992 SUPER BOWL" EXHIBITION AT THE HOOSIER DOME

Sec. 20-208. Findings.

The City-County Council finds:

(a) The taxpayers of the City of Indianapolis and of exhibition have constructed and maintained facilities for the exhibition of sporting events;

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(b) In the event that the demand for seating at any particular exhibition in such facilities exceeds the available supply, the resulting premium price that can be demanded for resale of tickets encourages persons to purchase such tickets solely for the purpose of resale and not with the intent to use the facilities;

(c) It is anticipated that demand for seating in the Hoosier Dome will greatly exceed the available supply for the 1992 National Football League's championship game commonly referred to as the Super Bowl (the "Super Bowl") and therefore the resulting premium price that can be demanded for resale of such Super Bowl tickets solely for the purpose of resale and not with the intent to use the facility;

(d) Purchasing such Super Bowl tickets with the intent of resale is detrimental to the citizens of Indianapolis and of Marion County, who have financed through taxation such facility, in that it deprives them of the opportunity to purchase such Super Bowl tickets at the retail price;

(e) The only effective means to discourage the purchasing of such Super Bowl tickets with the intent of resale is to prohibit the resale of such Super Bowl tickets at a premium price;

(f) The resale of such Super Bowl ticket at a premium price should be prohibited.

Sec. 20-209. Sale of tickets to the National Football League's 1992 Super Bowl exhibition at the Hoosier Dome.

(a) Tickets to the 1992 Super Bowl, to be held at a publicly owned facility, shall have printed thereon the retail price thereof.

(b) It shall be unlawful for any person to sell or offer for sale any such Super Bowl ticket at a price greater than the retail price printed thereon, exclusive of reasonable fees or service charges for sale of such tickets not to exceed Ten Dollars (\$10.00) per ticket at regular ticket outlets.

Sec. 20-210. Resale of tickets to the National Football League's 1992 "Super Bowl" exhibition at the Hoosier Dome.

It shall be unlawful for any person to resell or to offer to resell for profit any 1992 Super Bowl ticket for admission to such exhibition at the Hoosier Dome. "Profit" shall not include a maximum fee or service charge of Ten Dollars (\$10.00) per ticket.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if, such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the Council in adopting this ordinance. To this end, the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 227, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 227, 1989, on April 19, 1989. The proposal amends the Code by authorizing an increase in loading zone rental fees from \$10.00 to \$20.00 per linear foot. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 227, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*

1 NAY: *Curry*

3 NOT VOTING: *Coughenour, Strader, Schneider*



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Proposal No. 227, 1989, was retitled GENERAL ORDINANCE NO. 38, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 38, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Subsection (c), Passenger and materials loading zones, be, and the same is hereby amended by deleting the language stricken-through and adding the language underscored below:

(c) Upon approval of the establishment of a zone as provided in subsection (b), the transportation board shall cause the applicant to be notified of the action of the transportation board thereon and the amount due for the first year's rental of the signs and zones in order for a permit to be issued by the permit section of the department of transportation. The first year's rental fee shall be ~~ten dollars (\$10.00)~~ twenty dollars (\$20.00) per foot of the zone, and a sixty-five dollar (\$65.00) installation cost. Thereafter, the annual rental fee shall be ~~ten dollars (\$10.00)~~ twenty dollars (\$20.00) per foot of the zone. The department of transportation shall furnish and cause signs to be located and maintained at each end of the zone and mark the zone by distinctive paintings on the curb as authorized by the transportation board. The signs shall be of uniform general design throughout the city and in compliance with the criteria as described in The Indiana Manual on Uniform Traffic Control Devices. The department of transportation shall not issue the permit or place such signs, or cause the zone to be marked and designated until the person requesting its establishment shall have presented to the permit section of the department of transportation payment of the first year's rental fee and installation cost.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-14.

PROPOSAL NOS. 229, 230, and 231, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 229, 230, and 231, 1989, on April 19, 1989. PROPOSAL NO. 229, 1989, amends the Code by authorizing the speed limit to be reduced from 40 MPH to 35 MPH on High School Road between Crawsfordville Road and 46th Street. PROPOSAL NO. 230, 1989, amends the Code by authorizing a traffic signal at the intersection of Allisonville Road and 52nd Street. PROPOSAL NO. 231, 1989, amends the Code by authorizing a three-way stop at the intersection of E. Pleasant Run Parkway South Drive and Kitley Avenue. By 5-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Solenberg, for adoption. Proposal No. 229, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West*

2 NAYS: *Cottingham, Shaw*

2 NOT VOTING: *Schneider, Williams*

Proposal No. 229, 1989, was retitled GENERAL ORDINANCE NO. 39, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 39, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the deletion of the following, to wit:

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North High School Road, from Crawfordsville Road  
to West Forty-sixth Street, 40 MPH;

High School Road, from Forty-sixth Street  
to Fifty-sixth Street, 40 MPH;

North High School Road, from Crawfordsville Road  
to East Forty-sixth Street, 40 MPH.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

High School Road, from Crawfordsville Road  
to Gateway Drive, 35 MPH;

High School Road, from Gateway Drive  
to Fifty-sixth Street, 40 MPH.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal Nos. 230 and 231, 1989, were adopted on the following roll call vote; viz:

*18 YEAS: Boyd, Clark, Coughenour, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, McGrath, Moriarty, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*

*1 NAY: Brooks*

*10 NOT VOTING: Borst, Cottingham, Curry, Durnil, Hawkins, Irvin, Jones, Mukes-Gaither, Schneider, Strader*

Proposal No. 230, 1989, was retitled GENERAL ORDINANCE NO. 40, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 40, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12, Pg. 1	Allisonville Rd & E. 52nd St	Allisonville Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12, Pg. 1	Allisonville Rd & 52nd St	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 231, 1989, was retitled GENERAL ORDINANCE NO. 41, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 41, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 7	E. Pleasant Run Parkway South Dr & N. Kitley Av	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
27, Pg. 7	Kitley Av & Pleasant Run Parkway South Dr	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ANNOUNCEMENTS AND ADJOURNMENT

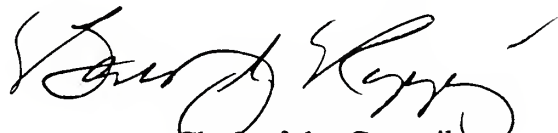
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:55 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 24th day of April, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)





**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, MAY 8, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:10 p.m. on Monday, May 8, 1989, with Councillor SerVaas presiding.

Councillor McGrath introduced Rev. Greg Dickson, Assistant Pastor of the Indianapolis Baptist Temple, who lead the opening prayer. Councillor McGrath invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Dumil*

A quorum of twenty-eight members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Golc introduced Charles Henderson, the new director of WESCO (West Indianapolis Community Organization).

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

*Journal of City-County Council*

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, In the Council Chambers on Monday, May 8, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

April 25, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, April 27, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal No. 254, 1989, to be held on Monday, May 8, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

May 3, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 41, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Two Hundred Dollars (\$6,200) in the Property Reassessment Fund for purposes of the Washington Township Assessor, and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 42, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eighteen Thousand Dollars (\$18,000) in the Property Reassessment Fund for purposes of the Lawrence Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 43, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Thousand Three Hundred Fifty-six Dollars (\$8,356) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

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FISCAL ORDINANCE NO. 44, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Nine Thousand Nine Hundred Eighty Dollars (\$109,980) in the County General Fund for purposes of the Prosecutor's Child Support IV-D Agency and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 45, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Hundred Sixty Dollars (\$560) in the County General Fund for purposes of the Franklin Township Assessor and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 46, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Ninety Dollars (\$290) in the County General Fund for purposes of the County Surveyor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 47, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Dollars (\$1,000) in the County General Fund for purposes of the Superior Court, Criminal Division, Room IV, and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 48, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Six Thousand One Hundred Thirty Dollars (\$6,130) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain appropriations for that Agency.

GENERAL ORDINANCE NO. 36, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Chapter 28, Sections 28-351 through 28-355, by adding a new Article VIII.

GENERAL ORDINANCE NO. 37, 1989, amending the "Code of Indianapolis and Marion County, Indiana", by adding a new Article IX in Chapter 20.

GENERAL ORDINANCE NO. 38, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

GENERAL ORDINANCE NO. 39, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 40, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 41, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

SPECIAL ORDINANCE NO. 7, 1989, approving an application for designation of the Indianapolis Rubber Company as an Industrial Recovery Site.

SPECIAL ORDINANCE NO. 8, 1989, approving an application for designation of the Schwitzer Building as an Industrial Recovery Site.

SPECIAL ORDINANCE NO. 9, 1989, approving the City of Indianapolis to issue its "Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project)" in an aggregate principal amount not to exceed \$1,090,000 and approving and authorizing other actions in respect thereto.

## *Journal of City-County Council*

GENERAL RESOLUTION NO. 4, 1989, approving the purchase and lease-back of real estate by the Indianapolis-Marion County Building Authority from the County of Marion and the long-term lease between Marion County, on behalf of the Marion County Sheriff's Department, and the Building Authority of real estate commonly referred to as 4423 North Shadeland Avenue and more particularly described in Exhibit "A" attached hereto and incorporated herein by reference ("Real Estate").

SPECIAL RESOLUTION NO. 27, 1989, honoring Joseph A. Slash.

SPECIAL RESOLUTION NO. 28, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development revenue bonds for Bowes Seal Fast Corporation pursuant to I.C. 36-7-11.9 and I.C. 36-7-12.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journals of April 10, 1989, and April 24, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 283, 1989. This proposal honors USRA Light Mikado No. 587 Locomotive. Councillor West read the resolution and presented a framed document to Douglas L. Crichlow, Public Information Coordinator of the Indiana Transportation Museum. Councillor Rhodes expressed that the locomotive was located in his district, and it is good to see the departments working together in a combined effort to restore the locomotive and keep it in the area. Councillor West moved, seconded by Councillor Rhodes, for adoption. Proposal No. 283, 1989, was adopted by unanimous voice vote.

Proposal No. 283, 1989, was retitled SPECIAL RESOLUTION NO. 29, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 29, 1989**

A SPECIAL RESOLUTION honoring USRA Light Mikado No. 587 Locomotive.

WHEREAS, in 1955 the New York, Chicago & St. Louis Railroad Company, popularly known as the Nickel Plate Road, donated USRA Light Mikado No. 587 locomotive to the City of Indianapolis as an historical artifact for the use, enjoyment and study by the people of this city; and

WHEREAS, No. 587 had served long and dependably upon the rails linking Indiana communities with other centers of commerce in New York, Pennsylvania, Ohio and Illinois, and represents the technology that kept this nation's commerce in motion during the first half of the Twentieth Century; and

WHEREAS, the Steam Division of the Indiana Transportation Museum relying entirely upon volunteer workmanship and private donations successfully completed the restoration of No. 587 to fully operational condition; and



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WHEREAS, the Norfolk Southern Railroad has selected No. 587 to tour its system during the summer of 1989, hauling thousands of passengers and visiting hundreds of communities in the nation's south and east; and

WHEREAS, No. 587 shall be a goodwill emissary of the people of Indianapolis as it visits other great cities and towns on its tour; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council extends its best wishes to all communities visited by USRA Light Mikado No. 587; congratulates the Indiana Transportation Museum of its restoration of No. 587; and commends Norfolk Southern Railroad for selecting No. 587 to tour its system during the summer of 1989.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 284, 1989. This proposal honors George M. Bixler, Jr. Councillor Borst read the resolution and presented a framed document to George Bixler. Councillor Borst stated he has known Mr. Bixler for many years and it was an honor to present him with this resolution. Mr. Bixler expressed his appreciation and thanked the Council. Councillor Borst moved, seconded by Councillor Clark, for adoption. Proposal No. 284, 1989, was adopted by unanimous voice vote.

Proposal No. 284, 1989, was retitled SPECIAL RESOLUTION NO. 30, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 30, 1989

A SPECIAL RESOLUTION honoring George M. Bixler, Jr.

WHEREAS, George M. Bixler, Jr., has been a member of the Metropolitan Development Commission since June 21, 1972, serving on the Plat Board for many years; and

WHEREAS, Mr. Bixler asked not to be reappointed when his term ended January 1, 1989; and

WHEREAS, Mr. Bixler has contributed to the development of Indianapolis in general, and Perry Township in particular, by developing many projects such as the Southern Plaza Shopping Center and Greenbriar and Greentree Apartments; and

WHEREAS, Mr. Bixler has promoted his community not only with his time, but also has donated land for Edgewood Little League, contributed to the founding of the University Heights Hospital, and the Baxter YMCA, and has been an active participant in many other civic activities.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council honors Mr. George Bixler and thanks and commends him for his personal involvement in the development to our City, as well as his 17 years of service on the Metropolitan Development Commission; thereby playing a key role in the renaissance of Indianapolis.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 266, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$375,000 for the Department of Administration, Office of the Director, to replenish monies needed in the Workmen's Compensation Fund as created in 1985 to fund employees' claims under the Indiana Compensation Act"; and the President referred it to the Administration Committee.

PROPOSAL NO. 267, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$181,849 to the Clerk of the Circuit Court to provide personnel, postage, forms and printing to comply with duties currently being performed by Municipal Court staff"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 268, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$250,000 for the Department of Metropolitan Development, Development Services Division, to deal with unsafe building conditions through rigorous boarding repair and demolition effort"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 269, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 270, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 10 of the Code to authorize the MECA Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 271, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE imposing a monthly enhanced emergency telephone system fee of thirty cents for each exchange access facility used in Marion County, amends Chapter 10 of the Code"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 272, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing the Community Corrections Agency to contract with Hitek Community Control Corp. for the purchase of a passage system of electronic monitoring devices in conjunction with Agency's home detention program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 273, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing MECA to proceed with design and implementation of a county-wide emergency communications system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 274, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$9,000 for the Superior Court, Criminal Division, Probation Dept. to replace a nine year old copy machine and to pay for costs of a maintenance agreement"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 275, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$14,890 for the Superior Court, Criminal Division, Probation Dept. to purchase word processing

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equipment; thereby, completing a three year phase in automation necessitated by increased work load"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 276, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,891 for the Presiding Judge of the Municipal Court for personnel for the Drug Monitored Release Program for January through May, 1989"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 277, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$30,056 for the Presiding Judge of the Municipal Court for the purpose of transferring a grant program from the Forensic Services Agency to the Municipal Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 278, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,541 for the Forensic Services Agency to purchase reagents for drug testing"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 279, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$97,728 for the Community Corrections Agency to purchase electronic monitoring equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 280, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,100 for the Community Corrections Agency to reimburse a Pre-Trial Home Detention Officer for mileage through July 31, 1989"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 281, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 282, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Banta Road, from McFarland Road to Sherman Drive"; and the President referred it to the Transportation Committee.

#### **MODIFICATION OF SPECIAL ORDERS**

PROPOSAL NO. 285, 1989. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing township assessors to devise a uniform plan for property reassessment"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 286, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Donald



Hargadon to the Cable Franchise Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 287, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Donald Elliott to the Cable Franchise Board"; and the President referred it to the Administration Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 225, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 225, 1989, on April 26, 1989. The proposal amends the Code, Chapter 20, Article VII, Weapons, by adding new Sections 20-191 through 20-194. By a 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken.

Councillor Dowden expressed his appreciation to the Council staff in their professionalism in handling the public hearing for this proposal. He expressed his thanks in particular to Ava Earles and Max Moser in the efficiency of how the meeting was organized.

Councillor Dowden moved, seconded by Councillor Cottingham, to strike Proposal No. 225, 1989.

Councillor Boyd, sponsor of the proposal, indicated that the purpose of the proposal was not in any way banning the use of all weapons. It strictly dealt with assault-type weapons only. He opined that eventually the state or federal government will establish a law against this type of weapon. He indicated that the state of California just passed a law concerning assault weapons, and he believes that Indiana will eventually have the same law apply.

Councillor Dowden moved, seconded by Councillor Cottingham, the previous question.

President SerVaas asked for a voice vote. Councillor Boyd asked for a division. The President called for roll call. The motion for the previous question was carried on the following roll call vote; viz:

*27 AYES: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 NAY: Howard*  
*1 NOT VOTING: Durnil*

The President called for a vote on the motion to strike. The proposal was stricken on the following roll call vote; viz:

*25 AYES: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*3 NAYS: Boyd, Howard, Mukes-Gaither*  
*1 NOT VOTING: Durnil*



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PROPOSAL NOS. 288 - 291, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 4, 1989". The Council did not schedule Proposal Nos. 288 - 291, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 288 - 291, 1989, were retitled REZONING ORDINANCE NOS. 97 - 100, 1989, and are identified as follows:

REZONING ORDINANCE NO. 97, 1989. 89-Z-61 (AMENDED) WARREN TOWNSHIP

COUNCILMANIC DISTRICT NO. 13

9150 EAST 10TH STREET, INDIANAPOLIS.

JOWDAT "JOE" HALLAL requests the rezoning of 3.0 acres, being in the D-3 district, to the D-6II classification to provide for multi-family residential.

REZONING ORDINANCE NO. 98, 1989. 89-Z-64 WARREN TOWNSHIP

COUNCILMANIC DISTRICT NO. 13

11815 EAST PROSPECT STREET, INDIANAPOLIS.

KENNETH AND PATRICIA BORGMANN, GREG AND KAREN MAUER, AND THOMAS PEARSON AND KATHY MEREDITH, by Harold Gibson, request the rezoning of 14.3 acres, being in the A-2 district, to the D-2 classification to provide for single-family residential development platting.

REZONING ORDINANCE NO. 99, 1989. 89-Z-75 PERRY TOWNSHIP

COUNCILMANIC DISTRICT NO. 25

5003 SOUTH HARDING STREET, INDIANAPOLIS.

KEVIN L. PRESNELL COMPANIES request the rezoning of 5.73 acres, being in the I-2-S district, to the C-4 classification to provide for retail convenience goods and service establishments.

REZONING ORDINANCE NO. 100, 1989. 89-Z-77 WAYNE TOWNSHIP

COUNCILMANIC DISTRICT NO. 17

3663 WEST MICHIGAN STREET, INDIANAPOLIS.

CARL W. AND ROSE MARIE MERKLE, by Michael J. Kias, request the rezoning of 1.39 acres, being in the C-3 and D-5 districts, to the C-5 classification to conform zoning to its use and to permit expansion of the existing automotive repair facility.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 220 and 222, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 220 and 222, 1989, on May 3, 1989. PROPOSAL NO. 220, 1989, transfers and appropriates \$271,621 for pre-trial services from the Municipal Courts to the Marion County Justice Agency to streamline operations and alleviate jail overcrowding. PROPOSAL NO. 222, 1989, transfers to the Marion County Justice Agency Board responsibility for pre-trial services of its subject agencies. By a 6-0 vote, the Committee reported Proposal No. 220, 1989, to the Council with the recommendation that it do pass as amended. By a 7-0 vote, the Committee reported Proposal No. 222, 1989, to the Council with the recommendation that it do pass as amended.

The President called for public testimony on Proposal No. 220, 1989, at 8:09 p.m.

Robert Hammerle, attorney, asked that the proposal be tabled and reconsidered because he believes that this proposal will not help the jail overcrowding, but rather add to it. He stated that if the proposal should pass, the agency would set and approve bail without any input or guidance from the judges. If this should happen, he believes the judges would not approve the bail set by bail commissioners, therefore, people will sit in jail longer.

Stephen Goldsmith, Marion County Prosecutor and Chairman of the Justice Agency, indicated that this ordinance gathers all the information together and streamlines all the operations together under one Agency.

Mr. Goldsmith explained that a \$20 fee will be charged to all persons and collected before they are released on their own recognizance. The money will be used for pre-trial services by the Justice Agency.

Councillor Williams asked four questions regarding Proposal No. 222, 1989: (1) where in the Code does it give the Justice Agency the right to do this; (2) if the Agency is adding more people, how is it streamlining; (3) has the differences about the wording of the proposal been cleared up between the Agency, the Police Department and the Sheriff's Department; and (4) would the Prosecutor have a conflict of interest. Mr. Goldsmith explained that this proposal would further clarify the operation of the Justice Agency. The court could work around the clock and make decisions promptly thereby expediting releases. He stated that the language of the proposal has been discussed and resolved. Finally, he explained that any conflict with the courts would be avoided.

Councillor Brooks expressed his concern about the \$20 fee as stated in Proposal No. 222, 1989. He believes that the person should not have to pay the fee to get out of jail, especially if they are considered innocent until proven guilty. He believes that this fee should not have to be paid until the person is proven guilty.

Councillors Howard, Strader and Williams voiced their objections to the proposals, believing the proposals are only "political moves" and "partisan ploy" and not necessarily beneficial to all persons concerned.

There being no further testimony, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 220, 1989, was adopted on the following roll call vote; viz:

*19 AYES: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Holmes, Irvin, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West*  
*8 NAYS: Boyd, Golc, Hawkins, Howard, Jones, Moriarty, Strader, Williams*  
*2 NOT VOTING: Dumil, McGrath*

Proposal No. 220, 1989, was retitled FISCAL ORDINANCE 49, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 49, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Seventy-one Thousand Six Hundred Twenty-one Dollars (\$271,621) in the County General Fund for purposes of the Marion County Justice Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of transferring pre-trial services from the Municipal Courts to the Marion County Justice Agency to streamline operations and alleviate jail overcrowding.

SECTION 2. The sum of Two Hundred Seventy-one Thousand Six Hundred Twenty-one Dollars (\$271,621) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

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MARION COUNTY JUSTICE AGENCY

1. Personal Services
2. Supplies
3. Other Services & Charges
- TOTAL INCREASE

COUNTY GENERAL FUND

\$259,000  
2,184  
10,437  
\$271,621

SECTION 4. The said increased appropriation is funded by the following reductions:

PRESIDING JUDGE OF THE  
MUNICIPAL COURT

1. Personal Services
2. Supplies
3. Other Services & Charges
- TOTAL REDUCTION

COUNTY GENERAL FUND

\$259,000  
2,184  
10,437  
\$271,621

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President called for public testimony on Proposal No. 222, 1989, at 8:11 p.m. There being no further testimony, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 222, 1989, was adopted on the following roll call vote; viz:

*19 AYES: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Holmes, Irvin, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West*  
*8 NAYS: Boyd, Golc, Hawkins, Howard, Jones, Moriarty, Strader, Williams*  
*2 NOT VOTING: Durnil, McGrath*

Proposal No. 222, 1989, was retitled SPECIAL RESOLUTION NO. 31, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 31, 1989

A SPECIAL RESOLUTION transferring to the Marion County Justice Agency Board responsibility for pre-trial services of its subject agencies.

WHEREAS, the Marion County Justice Agency (Agency) is responsible for determining the needs and identifying the problems of its subject agencies and then suggesting answers and helping find solutions to these problems; and

WHEREAS, the Agency has identified ~~lack of a need for better~~ coordination of services and programs in the processing of arrestees subsequent to arrest and prior to final court disposition; and

WHEREAS, under Section 2-317 (p) of the "Code of Indianapolis and Marion County, Indiana", the Agency Board has the authority "to undertake such studies or programs related to or involving the subject agencies as may be adopted by the board or assigned to the board by the City-County Council".

WHEREAS, the Agency has the ability and desires to coordinate and streamline its subject agencies' pre-trial services, including the Marion County Municipal Court bail commissioners program, the data entry of arrest information, the Drug Monitored Released Program, and the pre-trial wristlet program; and

WHEREAS, there are sufficient funds currently appropriated within budgets of the subject agencies to provide for these pre-trial services; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

~~SECTION 1. The City-County Council transfers to the Marion County Justice Agency Board the pre-trial services programs and duties currently performed by the Indianapolis Police Department, the Marion County Sheriff's Department, Forensic Services Agency, and Community Corrections, including the data entry of arrest information, the Drug Monitored Release Program, and the pre-trial wristlet program. The City-County Council encourages the Marion County Municipal Court to transfer its pre-trial interview and release program to the Marion County Justice Agency Board to streamline the delivery of pre-trial services.~~

SECTION 1. The City-County Council transfers to the Marion County Justice Agency Board the pre-trial services programs, duties, and responsibilities currently performed by Forensic Services Agency and Community Corrections.



including the Drug Monitored Release Program, the Pre-Trial Wristlet Program. In addition, the City-County Council authorizes the transfer to the Marion County Justice Agency Board of all of any portion of the pre-trial services or responsibilities currently performed by the Indianapolis Police Department or the Marion County Sheriff's Department that either department elects to transfer to the Marion County Justice Agency. The City-County Council encourages the Marion County Superior Court to transfer its pre-trial release interviews and the Marion County Municipal Court to transfer its pre-trial services and bail information function to the Marion County Justice Agency Board to streamline the delivery of pre-trial services.

SECTION 2. The City-County Council directs the Agency Board to coordinate expenditure of the County Corrections Fund in furtherance of the streamlining and coordination of the delivery of pre-trial services.

SECTION 3. A person arrested for a crime who is released pre-trial on terms and conditions other than the 10% system of release shall pay an administrative fee of twenty dollars (\$20) to the Clerk of Marion County. The Clerk shall forward the administrative fees collected to the Auditor of Marion County in accordance with I.C. 33-19-1-3.

SECTION 4. The Marion County Justice Agency shall have the authority over expenditures in the Law Enforcement Fund.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 253, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 253, 1989, on April 19, 1989. The proposal is a special ordinance authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc., dated September 1, 1980, and approving and authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider asked that Proposal No. 253, 1989, be postponed until May 22, 1989, because there are still some financial differences that need to be worked out. Without objection, Proposal No. 253, 1989, was postponed.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 215, 1989. Councillor Clark reported that the Parks and Recreation Committee heard Proposal No. 215, 1989, on May 4, 1989. The proposal transfers and appropriates \$10,000 for the Department of Parks and Recreation, Golf Division, for carpeting and to purchase concession equipment as a result of the operations change. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Clark moved, seconded by Councillor Howard, for adoption.

Councillor Golc expressed that he has visited some of the golf courses and they are in great need of improvement.

Proposal No. 215, 1989, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West

0 NAYS

7 NOT VOTING: Boyd, Brooks, Dowden, Durnil, Schneider, Strader, Williams

Proposal No. 215, 1989, was retitled FISCAL ORDINANCE NO. 50, 1989, and reads as follows:



May 8, 1989

CITY-COUNTY FISCAL ORDINANCE NO. 50, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Ten Thousand Dollars (\$10,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Golf Division, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Golf Division, for carpeting and to purchase concession equipment as a result of the operations change.

SECTION 2. The sum of Ten Thousand Dollars (\$10,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PARKS AND RECREATION  
GOLF DIVISION

4. Capital Outlay  
TOTAL INCREASE

PARK GENERAL FUND  
\$10,000  
\$10,000

SECTION 4. The said increased appropriation is funded by the following reductions:

PARKS AND RECREATION DEPARTMENT  
GOLF DIVISION

3. Other Services & Charges  
TOTAL REDUCTION

PARK GENERAL FUND  
\$10,000  
\$10,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 257, 1989. Councillor Cottingham reported that the Transportation Committee heard Proposal No. 257, 1989, on May 3, 1989. The proposal amends the Code by authorizing a 4-way stop at the intersection of Doris Drive and Farley Drive. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Curry, for adoption. Proposal No. 257, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Boyd, Brooks, Dumil, Gilmer, McGrath*

Proposal No. 257, 1989, was retitled GENERAL ORDINANCE NO. 42, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 42, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92. Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92. Schedule of intersection traffic controls, be, and the same is hereby amended by the deletion of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 3	Doris Dr & Farley Dr	Doris Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 3	Doris Dr & Farley Dr	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President recessed the City-County Council for purposes of convening the Police Special Service District at 8:16 p.m.

### **SPECIAL SERVICE DISTRICT COUNCILS**

#### **POLICE SPECIAL SERVICE DISTRICT**

A quorum being present, the President called the Police Special Service District Council to order at 8:16 p.m.

#### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 254, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 254, 1989, on May 3, 1989. The proposal appropriates \$35,000 for the Department of Public Safety, Police Division, to purchase a Driver Analyzer Training System to provide better retraining and training on driving techniques. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden also stated that the Committee was very impressed with the presentation that was given.

Councillor Dowden explained that the money will be used for training of the police force.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 254, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Jones, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*3 NAYS: Golc, Irvin, Moriarty*

*2 NOT VOTING: Dumil, Howard*

Proposal No. 254, 1989, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 1989, and reads as follows:

#### **POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 4, 1989**

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional

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Thirty-five Thousand Dollars (\$35,000) in the Law Enforcement Continuing Education Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Law Enforcement Continuing Education Fund.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Police Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Police Division, to purchase a driver analyzer training system to provide better training on driving techniques.

SECTION 2. The sum of Thirty-five Thousand Dollars (\$35,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY	LAW ENFORCEMENT CONTINUING
<u>POLICE DIVISION</u>	<u>EDUCATION FUND</u>
4. Capital Outlay	\$35,000
TOTAL INCREASE	\$35,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	LAW ENFORCEMENT CONTINUING
	<u>EDUCATION FUND</u>
Unappropriated and Unencumbered	
Law Enforcement Continuing Education Fund	\$35,000
TOTAL REDUCTION	\$35,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Police Special Service District Council, the President reconvened the City-County Council at 8:20 p.m.

ANNOUNCEMENTS AND ADJOURNMENT


There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:20 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 8th day of May, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)





**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, MAY 22, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, May 22, 1989, with Councillor SerVaas presiding.

Councillor Strader lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Howard introduced Judges Thomas Carroll, Evan Goodman, Taylor Baker, Charles Wiles, Richard Sallee and Gerald Zore, who were present for Proposal No. 267, 1989; Judges William Steckler and Robert Bayt, and former mayors Charles Boswell and John Barton, who were present for Proposal No. 303, 1989.

Councillor Shaw introduced his friend, Darren Barnes.

Councillor Williams introduced Nate Miller, a student from Northside High School.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, May 22, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

May 9, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 11, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 266, 267, 268, 274, 275, 277, 278, and 279, 1989, to be held on Monday, May 22, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

May 11, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 49, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Seventy-one Thousand Six Hundred Twenty-one Dollars (\$271,621) in the County General Fund for purposes of the Marion County Justice Agency and reducing certain other appropriations for that Agency.

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FISCAL ORDINANCE NO. 50, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Ten Thousand Dollars (\$10,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Golf Division, and reducing certain other appropriations for that Division.

GENERAL ORDINANCE NO. 42, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of Intersection traffic controls.

SPECIAL RESOLUTION NO. 29, 1989, honoring USRA Light Mikado No. 587 Locomotive.

SPECIAL RESOLUTION NO. 30, 1989, honoring George M. Bixler, Jr.

SPECIAL RESOLUTION NO. 31, 1989, transferring to the Marion County Justice Agency Board responsibility for pre-trial services of its subject agencies.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

May 11, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE POLICE SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the Police Special Service District, Mrs. Beverly S. Rippy, the following ordinance:

FISCAL ORDINANCE NO. 4, 1989, amending the Police Special Service District Annual Budget for 1989 (Police Special Service District Fiscal Ordinance No. 4, 1988) appropriating an additional Thirty-five Thousand Dollars (\$35,000) in the Law Enforcement Continuing Education Fund for purposes of the Department of Public Safety, Police Division, and reducing the unappropriated and unencumbered balance in the Law Enforcement Continuing Education Fund.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of May 8, 1989. There being no additions or corrections, the minutes were approved as distributed.

**PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS,  
AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 303, 1989. This proposal memorializes Phillip L. Bayt. Councillor Giffin spoke of some of the highlights of Mr. Bayt's career. Councillor Golc introduced Mr. Bayt's wife, Mary Stanisa Bayt, his son, Judge Robert Bayt, his son's wife, Kathy, and their son. Councillor Golc also introduced Judges Zore and Steckler, former mayors Boswell and Barton, and friends of Mr. Bayt's, Messrs. Art Sullivan and Bob O'Neal. Councillor Golc read letters from Judges James Noland and John Tranberg, who were not able to be present. Mr. Boswell read the resolution and presented a framed document to Mrs. Mary Bayt, who expressed her appreciation for the recognition. Councillor Golc moved, seconded by Councillor Giffin, for adoption. Proposal No. 303, 1989, was adopted by unanimous voice vote.

Proposal No. 303, 1989, was retitled SPECIAL RESOLUTION NO. 33, 1989, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 33, 1989**

A SPECIAL RESOLUTION memorializing Phillip L. Bayt.

WHEREAS, Phillip L. Bayt, the son of an Austrian immigrant, served as Mayor of Indianapolis for portions of two terms during the 1950's, during which time he was an early advocate of cleaning up and beautifying the city decades before aesthetics became a common urban concern throughout the nation; and

WHEREAS, Mr. Bayt additionally served the city, county and state as the chief deputy of the Marion County Sheriff's Department, city controller, Municipal Court judge, Marion County prosecutor and as a member of the Public Service Commission; and

WHEREAS, he will long be remembered by his friends as a hard worker, a strong family man, and as an inspiration to many others to become involved in the governmental process; now, therefore;

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council commends the foresight and service of Mayor Phillip L. Bayt, and recognizes him as an outstanding leader in this community.

SECTION 2. The Council extends its sympathy to his wife, Mary Stanisa Bayt; his two sons, Phillip "Buddy" and Judge Robert Bayt; and to his brothers, sisters and grandchildren.

SECTION 3. The Mayor is invited to join in his resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 302, 1989. This proposal honors the 500 Gordon Pipers, Inc. Councillor Golc read the resolution and presented a framed document to the founder, Gordon Diehl, who expressed his appreciation for the recognition, and he and his Scottish bagpipe band performed for the Council. Councillor Golc moved, seconded by Councillor Howard, for adoption. Proposal No. 302, 1989, was adopted by unanimous voice vote.

Proposal No. 302, 1989, was retitled SPECIAL RESOLUTION NO. 32, 1989, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 32, 1989**

A SPECIAL RESOLUTION honoring the 500 Gordon Pipers, Inc.



May 22, 1989

WHEREAS, since its creation on March 9, 1962, the 500 Gordon Pipers, Inc. ("Gordon Pipers") has entertained thousands of people with its distinctive Scottish bagpipe music; and

WHEREAS, the 33-member Gordon Pipers has performed in the past 25 consecutive 500 Festival Parades, at Bristol, Rhode Island's 200-year-old annual 4th of July parade, has been to Scotland twice, to Canada every year, and participates in numerous festivals and events throughout Indiana, Ohio and Illinois; and

WHEREAS, its members are from the United States, Scotland, Ireland and Canada, and play the 2,000 year-old musical instrument that is associated with Scotland at more than 50 events each year; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, on behalf of the people of this city, congratulates the 500 Gordon Pipers, Inc. for its work in perpetuating the traditional Scottish bagpipe and music; for "Doc" Wallace Gordon Diehl, DVM, as Pipe Major and founder of the Gordon Pipers; and for the group's being a goodwill ambassador of Indianapolis to the many places it visits.

SECTION 2. The Indianapolis Council extends its best wishes to all communities visited by the Gordon Pipers, and prays that those communities extend to this group of musicians all due courtesies.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 286 and 287, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal Nos. 286 and 287, 1989, on May 15, 1989. PROPOSAL NO. 286, 1989, reappoints Donald Hargadon to the Cable Franchise Board. PROPOSAL NO. 287, 1989, reappoints Donald Elliott to the Cable Franchise Board. By 7-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal Nos. 286 and 287, 1989, were adopted by unanimous voice vote.

Proposal No. 286, 1989, was retitled COUNCIL RESOLUTION NO. 38, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 38, 1989

A COUNCIL RESOLUTION reappointing Donald Hargadon to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Donald Hargadon

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and has qualified.

Proposal No. 287, 1989, was retitled COUNCIL RESOLUTION NO. 39, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 39, 1989

A COUNCIL RESOLUTION reappointing Donald Elliott to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Donald Elliott

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until his successor is appointed and has qualified.

### **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 292, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$75,000 for the Department of Administration, Office of the Director, to pay legal fees for pending litigation concerning cable franchises"; and the President referred it to the Administration Committee.

PROPOSAL NO. 293, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION designating Boulevard Place from 24th Street to 38th Street "Rev. Richard T. Andrews Memorial Way"; and the President referred it to the Metropolitan Development Committee.

(Clerk's Note: Councillor Irvin said that Proposal No. 293, 1989 needs to be corrected to read "Rev. Richard T. Andrews Memorial Area" instead of "Rev. Richard T. Andrews Memorial Way" due to prior Council action. President SerVaas, with the consent of the proposal's sponsor, Councillor Howard, stated that Proposal No. 293, 1989, would be corrected.)

PROPOSAL NO. 294, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$667,097 for the Community Corrections Agency for the state grant for the fiscal year 1989-1990"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 295, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,824 for the Community Corrections Agency to cover the severance pay for an employee who has resigned"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 296, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 297, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the Mayor's appointment of Paula Parker Sawyers as Deputy Mayor for a term ending December 31, 1989"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 298, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing two-hour parking meters on Hudson Street, St. Joseph Street, Meridian Street and Indiana Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 299, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing one- and two-hour parking and rush-hour restrictions in various locations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 300, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by prohibiting parking on the west side of Clarendon Road at 38th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 301, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a loading zone at 300 North Meridian Street for Browning Investments"; and the President referred it to the Transportation Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 304, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on April 25, 1989". The Council did not schedule Proposal No. 304, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 304, 1989, was retitled REZONING ORDINANCE NO. 101, 1989, and is identified as follows:

REZONING ORDINANCE NO. 101, 1989. 89-Z-60 (AMENDED) PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
7350 WEST 38TH STREET, INDIANAPOLIS.  
C.P. MORGAN COMPANY, INC., by Harry F. McNaught, requests the rezoning of 48.7 acres, being in the "A" district, to the PK-2 classification to provide for 39.7 acres of single-family residential and 9.00 acres of special/multi-family residential uses.

PROPOSAL NOS. 305 - 306, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 10, 1989".

Councillor West moved, seconded by Councillor Borst, that Proposal No. 306, 1989 (Rezoning Case 89-Z-93), be scheduled for a hearing before the Council on June 5, 1989 at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting. Councillor West said that Proposal No. 306, 1989, deals with a new library service center and that it has been discovered that the soil in this area is contaminated by a leaking underground storage tank. This property must be cleaned up before it can be rezoned. Consent was given to hold a public hearing on Proposal No. 306, 1989, at the June 5, 1989 Council meeting.

The Council did not schedule Proposal Nos. 305, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 305, 1989, was retitled REZONING ORDINANCE NO. 102, 1989, and is identified as follows:

REZONING ORDINANCE NO. 102, 1989. 89-Z-88 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16  
1934 NORTH ILLINOIS STREET, INDIANAPOLIS.  
BARTH ELECTRIC COMPANY, INC., by Mary E. Solada, requests the rezoning of 2.80 acres, being in the C-4/RC and HD-2 districts, to the C-S/RC classification to provide for a mixed use facility including use by contractors, warehouses, distributors, and wholesalers.



SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 266, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 266, 1989, on May 15, 1989. The proposal appropriates \$375,000 for the Department of Administration, Office of the Director, to replenish monies needed in the Workmen's Compensation Fund as created in 1985 to fund employees' claims under the Indiana Compensation Act. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:58 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 266, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West*

0 NAYS

4 NOT VOTING: *Gilmer, Irvin, Shaw, Williams*

Proposal No. 266, 1989, was retitled FISCAL ORDINANCE NO. 51, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 51, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Seventy-five Thousand Dollars (\$375,000) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Office of the Director, to replenish monies needed in the Workmen's Compensation Fund as created in 1985 to fund employees' claims under the Indiana Compensation Act.

SECTION 2. The sum of Three Hundred Seventy-five Thousand Dollars (\$375,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION  
OFFICE OF THE DIRECTOR

3. Other Services & Charges  
TOTAL INCREASE

CITY GENERAL FUND

\$375,000  
\$375,000

SECTION 4. The said additional appropriations are funded by the following reductions:

CITY GENERAL FUND

Unappropriated and Unencumbered  
City General Fund  
TOTAL REDUCTION

\$375,000  
\$375,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 267, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 267, 1989, on May 10, 1989. The proposal appropriates \$181,849 to the Clerk of the Circuit Court to provide personnel,



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postage, forms and printing to comply with duties currently being performed by Municipal Court staff.

Councillor Dowden stated that by a 6-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass; however, the Clerk of the Circuit Court has since reported that because there is a new presiding judge of the Municipal Courts to be appointed, Proposal No. 267, 1989, should be delayed. Councillor Dowden moved, seconded by Councillor West, to Table Proposal No. 267, 1989. Proposal No. 267, 1989, was tabled by unanimous voice vote.

PROPOSAL NO. 268, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 268, 1989, on May 16, 1989. The proposal appropriates \$250,000 for the Department of Metropolitan Development, Development Services Division, to deal with unsafe building conditions through rigorous boarding, repair and demolition effort. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:07 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Boyd, for adoption. Proposal No. 268, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*  
0 NAYS  
3 NOT VOTING: *Clark, Gilmer, Strader*

Proposal No. 268, 1989, was retitled FISCAL ORDINANCE NO. 52. 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 52, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Development Services Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Department of Metropolitan Development, Development Services Division, to deal with unsafe building conditions through rigorous boarding, repair and demolition effort.

SECTION 2. The sum of Two Hundred Fifty Thousand Dollars (\$250,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT  
DEVELOPMENT SERVICES DIVISION  
3. Other Services & Charges  
TOTAL INCREASE

CONSOLIDATED COUNTY FUND  
\$250,000  
\$250,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Consolidated County Fund

CONSOLIDATED COUNTY FUND  
\$250,000

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TOTAL REDUCTION

\$250,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 274, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 274, 1989, on May 10, 1989. The proposal appropriates \$9,000 for the Superior Court, Criminal Division, Probation Department, to replace a nine year old copy machine and to pay for costs of a maintenance agreement. By a 8-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:09 p.m. on Proposal Nos. 274, 275, 277, 278 and 279, 1989. No one was present to testify on Proposal Nos. 274, 275, 277, 278 and 279, 1989.

Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 274, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

*1 NAY: Boyd*

*3 NOT VOTING: Gilmer, Rhodes, Strader*

Proposal No. 274, 1989, was retitled FISCAL ORDINANCE NO. 53, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 53, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Nine Thousand Dollars (\$9,000) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (LL) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Criminal Division, Probation Department to replace a copy machine nine (9) years old that is requiring maintenance and to pay for costs of a maintenance agreement.

SECTION 2. The sum of Nine Thousand Dollars (\$9,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT - CRIMINAL DIVISION  
PROBATION DEPARTMENT

3. Other Services & Charges  
4. Capital Outlay  
TOTAL INCREASE

SUPPLEMENTAL ADULT  
PROBATION FEES FUND

\$2,000  
7,000  
\$9,000

SECTION 4. The said additional appropriations are funded by the following reductions:

SUPPLEMENTAL ADULT  
PROBATION FEES FUND

Unappropriated and Unencumbered  
Supplemental Adult Probation Fees Fund  
TOTAL REDUCTION

\$9,000  
\$9,000

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 275, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 275, 1989, on May 10, 1989. The proposal appropriates \$14,890 for the Superior Court, Criminal Division, Probation Department, to purchase word processing equipment; thereby, completing a three-year phase in automation necessitated by increased work load. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 275, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Brooks, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*  
1 NAY: *Boyd*  
5 NOT VOTING: *Clark, Hawkins, McGrath, Rhodes, Williams*

Proposal No. 275, 1989, was retitled FISCAL ORDINANCE NO. 54, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 54, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fourteen Thousand Eight Hundred Ninety Dollars (\$14,890) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (LL) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Criminal Division, Probation Department to purchase word processing equipment for the typing pool thereby completing a three (3) year phase in automation, necessitated by increased work load.

SECTION 2. The sum of Fourteen Thousand Eight Hundred Ninety Dollars (\$14,890) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION	SUPPLEMENTAL ADULT
<u>PROBATION DEPARTMENT</u>	<u>PROBATION FEES FUND</u>
3. Other Services & Charges	\$ 575
4. Capital Outlay	<u>14,315</u>
TOTAL INCREASE	\$14,890

SECTION 4. The said additional appropriations are funded by the following reductions:

	SUPPLEMENTAL ADULT
	<u>PROBATION FEES FUND</u>
Unappropriated and Unencumbered	
Supplemental Adult Probation Fees Fund	<u>\$14,890</u>
TOTAL REDUCTION	\$14,890

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 277, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 277, 1989, on May 10, 1989. The

proposal appropriates \$30,056 for the Presiding Judge of the Municipal Court for the purpose of transferring a grant program from the Forensic Services Agency to the Municipal Court. By a 7-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 277, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, West, Williams

0 NAYS

6 NOT VOTING: Borst, Clark, Dumil, Hawkins, Rhodes, Strader

Proposal No. 277, 1989, was retitled FISCAL ORDINANCE NO. 55, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 55, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Thirty Thousand and Fifty-six Dollars (\$30,056) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for the Forensic Services Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (bb) (y) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of transferring a grant program from the Forensic Services Agency to the Municipal Court.

SECTION 2. The sum of Thirty Thousand and Fifty-six Dollars (\$30,056) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

PRESIDING JUDGE OF THE  
MUNICIPAL COURT

1. Personal Services

TOTAL INCREASE

STATE AND FEDERAL GRANT FUND

\$30,056

\$30,056

SECTION 4. The said increased appropriation is funded by the following reductions:

FORENSIC SERVICES AGENCY

1. Personal Services

TOTAL REDUCTION

STATE AND FEDERAL GRANT FUND

\$30,056

\$30,056

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Dowden asked for consent to vote on Proposal Nos. 278 and 276, 1989, together since they both relate to the same type of programs. Consent was given.

PROPOSAL NO. 278, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 278, 1989, on May 10, 1989. The proposal appropriates \$2,541 for the Forensic Services Agency to purchase reagents for drug testing. PROPOSAL NO. 276, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 276, 1989, on May 10, 1989. The proposal appropriates \$1,891 for the Presiding Judge of the Municipal Court for personnel for the Drug Monitored Release program for January through



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May, 1989. By 7-2 votes, the Committee reported the proposals to the Council with the recommendation that they do pass.

The President called for public testimony at 8:12 p.m. on Proposal No. 278, 1989. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption of Proposal Nos. 278 and 276, 1989.

Proposal Nos. 278 and 276, 1989, were adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, Shaw, Solenberg, Strader, Williams*

0 NAYS

4 NOT VOTING: *Borst, Rhodes, SerVaas, West*

Proposal No. 278, 1989, was retitled FISCAL ORDINANCE NO. 56, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 56, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Thousand Five Hundred Forty-one Dollars (\$2,541) in the County Corrections Fund for purposes of the Forensic Services Agency and reducing certain other appropriations from the Presiding Judge of the Municipal Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (y) (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Forensic Services Agency to purchase reagents for drug testing.

SECTION 2. The sum of Two Thousand Five Hundred Forty-one Dollars (\$2,541) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>FORENSIC SERVICES AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
2. Supplies	\$2,541
TOTAL INCREASE	\$2,541

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$ 841
3. Other Services & Charges	1,700
TOTAL REDUCTION	\$2,541

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 276, 1989, was retitled FISCAL ORDINANCE NO. 57, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 57, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Eight Hundred Ninety-one Dollars (\$1,891) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court for personnel for the Drug Monitored Release Program for January through May, 1989.

SECTION 2. The sum of One Thousand Eight Hundred Ninety-one Dollars (\$1,891) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

PRESIDING JUDGE OF THE  
MUNICIPAL COURT

STATE AND FEDERAL GRANT FUND

1. Personal Services  
TOTAL INCREASE

\$1,891  
\$1,891

SECTION 4. The said increased appropriation is funded by the following reductions:

PRESIDING JUDGE OF THE  
MUNICIPAL COURT

STATE AND FEDERAL GRANT FUND

2. Supplies  
3. Other Services & Charges  
4. Capital Outlay  
TOTAL REDUCTION

\$ 93  
1,683  
115  
\$1,891

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 279, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 279, 1989, on May 10, 1989. The proposal appropriates \$97,728 for the Community Corrections Agency to purchase electronic monitoring equipment. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 279, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Golc, Hawkins, Holmes, Howard, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
4 NAYS: *Giffin, Gilmer, Irvin, Schneider*  
1 NOT VOTING: *McGrath*

Proposal No. 279, 1989, was retitled FISCAL ORDINANCE NO. 58, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 58, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Ninety-seven Thousand Seven Hundred Twenty-eight Dollars (\$97,728) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to purchase electronic monitoring equipment.

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SECTION 2. The sum of Ninety-seven Thousand Seven Hundred Twenty-eight Dollars (\$97,728) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY COMMUNITY  
CORRECTIONS AGENCY

STATE AND FEDERAL GRANT FUND

4. Capital Outlay

\$97,728

TOTAL INCREASE

\$97,728

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANT FUND

Unappropriated and Unencumbered

State and Federal Grant Fund

TOTAL REDUCTION

\$97,728

\$97,728

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 253, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 253, 1989, on April 19, 1989. The proposal is a special ordinance authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc., dated September 1, 1980, and approving and authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 253, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader*

*0 NAYS*

*5 NOT VOTING: Hawkins, Mukes-Gaither, Rhodes, West, Williams*

Councillors Mukes-Gaither and Williams abstained due to possible conflicts of interest.

Proposal No. 253, 1989, was retitled SPECIAL ORDINANCE NO. 10, 1989, and reads as follows:

**CITY-COUNTY SPECIAL ORDINANCE NO. 10, 1989**

A SPECIAL ORDINANCE authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc., (the "Original Owner") dated September 1, 1980, and approving and authorizing other actions in respect thereto.

WHEREAS, the City of Indianapolis has previously issued its Economic Development First Mortgage Revenue Bonds, Series A (Westside Christian Retirement Village, Inc. Project) in the aggregate principal amount of \$12,245,000 and dated September 1, 1980 (the "1980 Bonds") the net proceeds of which were loaned to the Original Owner to assist in the financing of a 160-unit multi-story retirement facility (containing approximately 130,000 square feet), 39 beds of comprehensive nursing care (in 20 units) and 20 beds of residential care (in 10 units) in a single story building (containing approximately 15,500 square feet) and certain common areas and facilities located at 8616 West 10th Street, Indianapolis, Indiana (the "Project"); and

WHEREAS, Bank One, Indianapolis, NA (formerly American Fletcher National Bank and Trust Company), as trustee (the "Trustee") of the 1980 Bonds, has brought, on behalf of the holders of the 1980 Bonds, an action in

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the Superior Court of Marion County, Indiana (the "Court") to foreclose on the mortgage relating to the Project after default by the Original Owner; and

WHEREAS, on December 5, 1989, the Court, after affording notice to all of the holders of the outstanding 1980 Bonds, issued its Findings of Fact, Conclusions of Law, and Order in the foreclosure proceeding, granting judgment to the Trustee, in the amount of \$14,994,000.73 plus interest accruing after December 1, 1988; and

WHEREAS, the Court also ordered the Project to be offered for sale under special conditions which anticipated a minimum sale price of \$5,851,111 and ultimate payment to the holders of the outstanding 1980 Bonds of less than the face amount thereof; and

WHEREAS, at the Sheriff's sale on January 25, 1989, the Trustee was the only bidder for the Project, bidding for credit against its judgment the sum of \$5,851,111; and

WHEREAS, the Trustee has negotiated with Westside Limited Partnership (the "Company"), an Indiana Limited Partnership, a purchase agreement pursuant to which the Company would acquire the Project for the price of \$5,851,111 and continue to operate the Project for the benefit of senior citizens; and

WHEREAS, pursuant to the bond documents executed in relation to the Project (the "1980 Bond Documents"), the Trustee would apply the proceeds of the sale of the Project to the payment of the holders of the outstanding 1980 Bonds; and

WHEREAS, the Company is seeking to finance its acquisition of the Project by having a portion of the outstanding 1980 Bonds remarketed; and

WHEREAS, it is contemplated that the terms of the 1980 Bond Documents shall be modified only to the extent necessary to substitute the Company for the Original Owner as Obligor; and

WHEREAS, without the remarketing of a portion of the outstanding 1980 Bonds as contemplated herein, the Project is unlikely to be able to maintain its operations and continue to provide residential care facilities for the elderly without significant cost increases to the residents of the Project; and

WHEREAS, the Indianapolis Economic Development Commission, on April 12, 1989, approved substantially final forms of the Supplemental Trust Indenture; the Amended Loan Agreement, Mortgage and Security Agreement; the Agreement for Sale and Purchase of Real Estate and Personal Property in Contemplation of Foreclosure; the Preliminary Remarketing Memorandum; the Remarketing Agreement; and the form of the City of Indianapolis, Indiana, Economic Development First Mortgage Revenue Bonds (Westside Limited Project) (the "Remarketed Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. It is hereby found that the remarketing of a portion of the outstanding 1980 Bonds referred to in the Financing Documents previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the sale of its Remarketed Bonds, the loan of the net proceeds thereof to Westside Limited for the purpose of financing the Project, and the repayment of said loan by Westside Limited will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of I.C. 36-7-11.9 and 36-7-12, as amended.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. Remarketed Bonds in an aggregate principal amount not to exceed \$7,000,000 shall be sold for the purpose of procuring funds to loan to the Company in order to finance the acquisition of the economic development facilities heretofore referred to as the Project and pay certain allowable offering costs, such Project being more particularly set out in the Financing Documents incorporated herein by reference, which Remarketed Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Remarketed Bonds, which Promissory Note will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Remarketed Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The Trustee is authorized and directed to sell and deliver such Remarketed Bonds to the Underwriter designated in the Remarketing Agreement upon payment to the Trustee of \$5,851,111, for the benefit of the holders of the original bonds. The Remarketed Bonds shall bear interest at a stated per annum rate of interest of thirteen



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percent (13%) for the Term Bonds due September 1, 2010, and a stated per annum rate of interest not to exceed eleven and one half percent (11.5%) pursuant to the maturity schedule regarding Serial Bonds contained in the Preliminary Remarketing Memorandum. The use of a Remarketing Memorandum in substantially the same form as the Preliminary Remarketing Memorandum approved herein is approved for use and distribution by the Underwriter and its agents in connection with the remarketing of the Remarketed Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Remarketed Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to take such action in conjunction with the Trustee to arrange for the delivery of such Remarketed Bonds to the Underwriter designated in the Remarketing Agreement, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Remarketed Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(10).

SECTION 6. The provisions of this Ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Remarketed Bonds, and after the sale and delivery of said Remarketed Bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Remarketed Bonds or the interest thereon remains unpaid.

SECTION 7. The provisions of this Ordinance do not in any way repeal or amend City-County Special Ordinance No. 23, 1980, as amended by City-County Special Ordinance No. 37, 1980, except to the extent of the amendments set forth herein.

SECTION 8. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 270, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 270, 1989, on May 17, 1989. The proposal amends Chapter 10 of the Code to authorize the MECA Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 270, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Hawkins, Rhodes*

Proposal No. 270, 1989, was retitled GENERAL ORDINANCE NO. 43, 1989, and reads as follows:

#### CITY-COUNTY GENERAL ORDINANCE NO. 43, 1989

A GENERAL ORDINANCE amending Chapter 10 of the "Code of Indianapolis and Marion County, Indiana" by authorizing the Metropolitan Emergency Communications Agency Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service in Marion County.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. Section 10-4 of the "Code of Indianapolis and Marion County, Indiana" is hereby amended by adding the underscored language as follows:

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### Sec. 10-4. Powers and duties of board.

(a) The board, in accordance with IC 36-8-15, shall have the authority to finance, purchase, contract for, acquire, lease, construct, equip, erect, upgrade, install and maintain public safety communications and computer facilities for the public safety agencies within the district which are subject to budget review by the city-county council.

(b) The board may enter into interlocal cooperation agreements with other political subdivisions for the financing, purchase, acquisition, lease, construction, equipping, erection, upgrade and installation and public safety communications and computer facilities for public safety agencies within the district which are not subject to budget review by the city-county council.

(c) The board shall coordinate all activities necessary to insure compatibility of all public safety communications and computer systems within the district.

(d) The board, in accordance with IC 36-8-16, shall have the following powers with respect to an enhanced emergency telephone system:

(1) to lease, purchase, or maintain enhanced emergency telephone equipment;

(2) to negotiate and enter into contracts with a service supplier for the provision of enhanced emergency telephone system services;

(3) to authorize the issuance of bonds or other obligations to purchase, or to pay any lease rentals for the lease of, an enhanced emergency telephone system;

(4) to negotiate and enter into leases, contracts or other obligations to provide funds for the making of payments required under contracts entered into with service providers for the provision of enhanced emergency telephone system services;

(5) to pledge money in the emergency telephone system fund established pursuant to IC 36-8-16 for the purposes permitted by IC 36-8-16;

(6) to perform the obligations and exercise the rights of the City of Indianapolis and Marion County, Indiana under a certain Enhanced 9-1-1 Service Agreement between the City of Indianapolis/Marion County, Indiana and Indiana Bell Telephone Company, dated August 25, 1988 and amended on December 20, 1988, which Agreement is hereby ratified by the Council;

(7) to perform the obligations and exercise the rights of the City of Indianapolis and Marion County, Indiana under a certain Service Lease Agreement between the City of Indianapolis and Marion County, Indiana dated April 14, 1989; and

(8) to exercise such other powers and perform such other duties as are granted to the city and the county under IC 36-8-16 with respect to the implementation, financing, operation and maintenance of an enhanced 9-1-1 emergency telephone system, except as such powers and duties may be delegated by statute to other officers of agencies;

provided that no contract or lease entered into after the effective date of this ordinance which obligates the city or county to make annual contractual or lease payments in excess of \$100,000 and no bond or other obligation issued after the effective date of this ordinance to finance the purchase, or lease of enhanced emergency telephone equipment or the making of payments to a service provider under a contract for enhanced emergency telephone service shall be valid unless the council has first approved such contract, lease, bond or other obligation.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 271, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 271, 1989, on May 17, 1989. The proposal imposes a monthly enhanced emergency telephone system fee of thirty cents for each exchange access facility used in Marion County, amends Chapter 10 of the Code. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden stated that:

1. Enhanced 911 is an improvement in the service now provided when someone telephones 911 for emergency police, firefighters or ambulance aid.

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2. The surcharge revenue will pay for the Enhanced 911 service that Indiana Bell Telephone Company will provide throughout the county over a 10-year period beginning in 1990.
3. A monthly surcharge of thirty cents per telephone line will be added to each business or residential customer's telephone bill.

Councillor Cottingham asked if residents in Wayne Township had to pay the surcharge, and Councillor Dowden said the residents in Wayne Township and the City of Speedway will have to pay the surcharge.

Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 271, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*  
2 NAYS: *Boyd, Strader*  
2 NOT VOTING: *Hawkins, Schneider*

Proposal No. 271, 1989, was retitled GENERAL ORDINANCE NO. 44, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 44, 1989

A GENERAL ORDINANCE to impose a monthly enhanced emergency telephone system fee for each exchange access facility used in Marion County, and amending the "Code of Indianapolis and Marion County, Indiana".

WHEREAS, the City of Indianapolis/Marion County ("City/County") and Indiana Bell Telephone Company, Incorporated ("Indiana Bell") entered into an Enhanced 9-1-1 Service Agreement on August 25, 1988, and Addendums thereto on December 20, 1988 and February 10, 1989, whereby Indiana Bell agreed to provide an Enhanced 9-1-1 system ("Enhanced 9-1-1 System") for the City/County ("Service Agreement"), and

WHEREAS, under the Service Agreement, the City/County is obligated to make certain payments for the provision of the Enhanced 9-1-1 System service; and

WHEREAS, Indiana Code 38-8-16-5 provides for adoption of an ordinance to impose a monthly enhanced emergency telephone system fee for each exchange access facility used in the County ("Enhanced 9-1-1 surcharge") to fund Enhanced 9-1-1 System service by imposing such an Enhanced 9-1-1 surcharge; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", be, and is hereby amended by adding a new Article III in Chapter 10 to read as follows:

ARTICLE III  
EMERGENCY TELEPHONE SYSTEM FEE

Sec. 10-151. The emergency telephone system fee provided for in IC 36-8-16-5 ("Enhanced 9-1-1 surcharge") is hereby adopted by the City-County Council for and on behalf of Marion County.

Sec. 10-152. Said Enhanced 9-1-1 surcharge in an amount of thirty cents (\$.30) is hereby imposed on each exchange access facility, (as defined in IC 36-8-16-3), used in Marion County.

Sec. 10-153. The amount of this Enhanced 9-1-1 surcharge may be changed by ordinance but no more than once in any calendar year.

Sec. 100-154. This Enhanced 9-1-1 surcharge shall remain uniform and shall not exceed the amount specified in IC 36-8-16-6(b).



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SECTION 2. This ordinance shall take effect on the first day of the second month after the month during which it is adopted and upon compliance with IC 36-3-4-14.

PROPOSAL NO. 272, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 272, 1989, on May 10, 1989. The proposal authorizes the Community Corrections Agency to contract with Hitek Community Control Corp. for the purchaser of a passive system of electronic monitoring devices in conjunction with the Agency's home detention program. By a 5-3 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 272, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, McGrath, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West*  
*6 NAYS: Gilmer, Irvin, Moriarty, Schneider, Solenberg, Williams*  
*2 NOT VOTING: Jones, Mukes-Gaither*

Proposal No. 272, 1989, was retitled GENERAL RESOLUTION NO. 5, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 5, 1989

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Agency ("Agency") to contract with Hitek Community Control Corp. for the purchase of a passive system of electronic monitoring devices in conjunction with the Agency's home detention program.

WHEREAS, the Agency Advisory Board was established pursuant to IC 11-12-2-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, the Agency has adequate funds for renewal of the contract; and

WHEREAS, any agreement entered into by the Agency to provide electronic surveillance must be approved by the City-County Council; and

WHEREAS, the Agency desires to contract with Hitek Community Control Corp. to purchase a passive electronic monitoring system; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contract contemplated by the Marion County Community Corrections Agency to purchase a passive electronic surveillance system for offenders in the Agency's home detention component.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PURCHASE AGREEMENT

Equipment Purchase Agreement, effective the 1st day of July, 1989, ("Agreement") between HITEK COMMUNITY CONTROL CORPORATION, a Florida Corporation, having its place of business at 4021 N.E. Fifth Terrace, Fort Lauderdale, Florida 33334 ("Seller"), a subsidiary of DIGITAL PRODUCTS CORPORATION, and Marion County Community Corrections Agency, 744 City-County Building, Indianapolis, Indiana 46204 ("Purchaser"),

RECITALS

WHEREAS, Purchaser desires to incorporate as an alternative to incarceration, a method of home incarceration by use of an Electronic Telephone Supervision System;

WHEREAS, Seller is in the business of selling such Electronic Telephone Supervision Systems and has agreed to sell to Purchaser such system on the terms and conditions set forth in this Agreement.



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THEREFORE, in consideration of the mutual premises set forth above and of the mutual promises and conditions set forth below, the parties agree to the following terms and conditions:

WITNESSETH THAT:  
TERMS AND CONDITIONS

1. DEFINITIONS. As herein used, the following expressions shall have the following respective meanings:

"On Guard Caller" - A Seller-patented automatic telecomputer with WRISTLET/Verifier interface capabilities; 115/120 volts AC 30 watts maximum; 100 hour battery back-up for phone number storage; standard RJ11C phone plug; RS 232C computer interface with switch selectable band rates; or successor models.

"On Guard Software" - Certain computer software developed and copywritten by Seller, for establishing and maintaining a client data base and automatically operating up to four On Guard Callers, and for use with the Computer (as hereinafter defined).

"Computer" - A computer manufactured by third parties to be used with On Guard Software and to be interfaced with the On Guard Caller, and equipped with a hard disc drive, a floppy disc drive, a memory expansion parallel with serial port, a clock/calendar board, an internal modem and a power strip surge protector box.

"Printer" - A computer printer compatible with the Computer; 115/120 Volts AC 40 watts maximum; which prints out a record of all calls made by the On Guard Caller with time and proper indication of response.

"On Guard Central System" - A collective reference to the On Guard Caller, On Guard Software, Computer and Printer, plus necessary accessories.

"WRISTLET and Verifier Sets" - Patent pending products of the Seller consisting of:

(a) A "WRISTLET" - a particular electronic device, Model CP-2, or successor models, coded to work with a specific companion Verifier (as hereinafter defined), requiring no batteries or AC power connection, is immune from damage caused by shock, vibration, liquids, temperature and other normal work and play environments; patent pending.

(b) A "Verifier" - a particular electronic device, Model IBG-50, or successor models; which is coded to work with a specific companion WRISTLET; connects to standard modular phone jacks and telephones; FCC approved Ringer Equivalence No. 0.0A; patent pending.

"On Guard Telecomputer System" - A system of an On Guard Central System coordinated to work with a specified number of WRISTLET and Verifier Sets.

"Equipment" - A reference to any of the above-mentioned items.

"Supervision Program" - A program, established and operated by Purchaser, or a subsidiary thereof, as a Federal, State or local governmental or quasi-governmental organization, as a means of an alternative to incarceration and/or detention for those individuals convicted of minor crimes where prison and/or detention is inappropriate; all Supervision Programs shall have guidelines, established by such governmental, or quasi-governmental organizations, for their operation and those persons to be allowed to be enrolled in such Supervision Program; the Supervision Program shall also have guidelines on establishing the daily routines of those persons enrolled in the Supervision Program.

"Supervised Persons" - Any person enrolled in a Purchaser's Supervision Program.

"Supervisor" - Those employees, officers and/or agents of the Purchaser whose duties include the establishment and operation of any Supervision Program, and/or the supervision of a Supervised Person.

2. EQUIPMENT PURCHASED. Seller agrees to sell and Purchaser agrees to buy from Seller, in accordance with the terms and conditions set forth herein, all of the items described in Schedule A, attached hereto and made a part hereof, or any other schedule or schedules which are from time to time approved in writing by Purchaser and Seller.

3. ACCEPTANCE OF EQUIPMENT. The parties agree that the Equipment shall be deemed "Accepted" by Purchaser after:

(a) Seller has delivered and installed the Equipment;

(b) Purchaser's personnel is trained to Purchaser's satisfaction;

(c) Purchaser has completed within a reasonable period of time and is satisfied with the results of Equipment filed tests.

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Purchaser shall acknowledge its "Acceptance" of the Equipment by submitting to Seller a written notice that all conditions have been satisfactorily completed.

4. FUNDING. Notwithstanding any other provision of this Agreement, if funds for the continued fulfillment of this Agreement by Purchaser are at any time not forthcoming or are insufficient, through failure of any entity to appropriate funds or otherwise, then Purchaser shall have the right to terminate this Agreement without penalty by giving not less than thirty (30) days prior written notice documenting the lack of funding. In such event, unless otherwise agreed to by the parties this Agreement shall terminate and become null and void on the last day of the fiscal period for which appropriations were received.

5. PAYMENTS. The total purchase price of the Equipment and extended warranty is Ninety-Seven Thousand, Seven Hundred Twenty-Eight Dollars (\$97,728.00) which shall be paid to Seller in a lump sum or in installments as the shipment(s) are "Accepted" pursuant to paragraph Three (3) of this Agreement. Purchaser reserves the right to withhold payment for the Equipment or any part thereof which is not, in Purchaser's opinion, operating satisfactorily and is not cured by Seller within thirty (30) days of receiving from Purchaser written notice of the unsatisfactory operation.

6. INDEMNIFICATION. Seller agrees to indemnify and hold harmless Purchaser, its Advisory Board, if any, the City of Indianapolis, Indiana, Marion County, Indiana and their respective officers, officials, agents, employees, licensees, and invitees from and against any and all demands, claims, suits, or judgments, loss, and all costs, expenses (including reasonable attorney fees), liabilities, liens, and damages which arise out of the acts or omissions of Seller, its employees, agents, subcontractors, or representatives or any defect in the materials, workmanship, or supplies purchased under this Agreement.

7. COPYRIGHT/PATENT INFRINGEMENT. Seller shall, at its own expense, defend Purchaser against any and all claims or suits which may be brought against the Purchaser or an entity (given Purchaser's and Seller's permission to use the equipment) for the infringement of a United States patent or copyright except in the event Purchaser or entity knowingly misused receipt of trade secrets arising from use of any Equipment purchased, or information prepared or developed in connection with this Purchase Agreement.

The Purchaser will give Seller written notice of any such claim or suit and the appropriate consent, right, and an opportunity to select a defense thereof, together with full information and all reasonable cooperation.

8. RISK OF LOSS OR DAMAGE. Seller agrees that it shall bear the risk of loss or damage to the Equipment until such Equipment is delivered to Purchaser and installed at Purchaser's designated location. In the event such loss or damage arises from the acts or omissions of Purchaser, its employees, agents, or affiliates, which acts or omissions are in disregard of the advice, direction, or instruction received from Seller or its representative, Purchaser agrees to bear the loss or damage.

9. OWNERSHIP OF EQUIPMENT. Upon Acceptance of the Equipment and payment therefore, Purchaser shall be the owner of such Equipment, the patent(s) and copyright(s) remaining in the name of Seller.

### 10. WARRANTY AND MAINTENANCE

(a) General Warranty - Seller warrants to Purchaser that should the Equipment be determined to be defective in material or workmanship within three (3) years from acceptance of the On Guard Central System and within three (3) years from acceptance of the Wristlet and Verifier Sets, such defects will be repaired or the Equipment will be replaced (replacement or repair to be determined by Seller) without charge for parts or labor. This warranty covers normal use but does not cover damage or failure which occurs during shipment or which results from alterations, accident, abuse, misuse, neglect, improper maintenance or movement from Seller's original placement during installation, unless such failure results from the acts of Seller, Seller's employees, agents, representatives or subcontractors.

To obtain service pursuant to this warranty, Purchaser shall contact Seller's Customer Service Department at 1-800-327-9476 and request a Material Return Authorization Form. Purchaser shall submit to Seller the completed form with the non-working Equipment. Purchaser will pay for the shipment to Seller for repair and Seller will pay for the shipment back to Purchaser after repair. In the event circumstances require and both parties can agree, Seller will perform on-site repair.

Repairs made which are not covered under the warranty will be performed at the prevailing service industry rates. Seller agrees to contact and inform Purchaser of estimated cost of repair and receive authorization to repair from Purchaser before making any repairs.

11. ON GUARD SOFTWARE LICENSE. Seller grants Purchaser an unlimited license to use with the Equipment purchased hereunder the On Guard Software except that Purchaser may not make copies of the Software and may use it only on the purchased On Guard Central System or its replacement. Accordingly, Purchaser must license a separate Software copy for each On Guard Central System where Purchaser desires to use the Software. Seller agrees

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to maintain a copy of the Software and a method by which it can replace problem Software upon notice from Purchaser. Unauthorized use of the Software may result in civil damages or criminal penalties.

The Software is licensed with a one year limited warranty (warranties after the first year shall run with the warranty maintained on the On Guard Central System) under the same terms and conditions as the General Warranty described in Paragraph 10 above.

**12. INSURANCE.**

(a) Seller shall as a prerequisite to entering this Agreement acquire and thereafter maintain such insurance coverage as outlined below to protect it from any claims which may arise out of or result from Seller's acts or omissions under this Agreement whether such acts or omissions are made by Seller or by anyone directly or indirectly employed by Seller.

(i) Workmen's compensation and disability as required by Indiana statute.

(ii) Employer's liability as required by Indiana statute.

(iii) Comprehensive general liability as follows:

- \* Bodily injury coverage in the amount of 300,000 each occurrence/1,000,000 aggregate.
- \* Property damage coverage in the amount of 50,000 each occurrence/1,000,000 aggregate.

Certificates of insurance naming the City of Indianapolis/Marion County and Community Corrections Agency as an "Additional Insured" and showing such coverage as being in force shall be filed with the City/County Central Purchasing Division of Indianapolis, Indiana prior to execution of this Agreement.

**13. UPGRADES.** During the initial warranty term and any extended warranties of any system components, software enhancements and improvements shall be made available to Purchaser at no charge.

**14. INSTALLATION AND TRAINING.** Immediately following the Commencement Date or upon delivery of the first On Guard Central System, whichever shall first occur, Seller shall provide personnel to aid in the installation of the On Guard Central System. At such time, Seller will conduct one (1) training session for Purchaser's Supervisors to acquaint such Supervisors in the proper use and operation of all of the Equipment subject to this Agreement. The installation and training session will be conducted at the office of Purchaser, Room 744, City-County Building, Indianapolis, Indiana 46204.

**15. TELEPHONE EQUIPMENT AND ACCESSORIES.**

(a) Purchaser agrees to provide a separate telephone line, with a standard RJ11C Modular Jack and adequate adjacent AC power for each On Guard Central System. Purchaser agrees and acknowledges that a telephone line to the location of each Supervised Person is required. In all cases, Purchaser is responsible for all telephone charges, electrical line installation and electricity charges.

(b) Cards, tapes, disks, computer printout paper and/or other input/output and storage media used to operate the Equipment are Purchaser's responsibility and, if and when used, must be compatible with the Equipment.

**16. ACCEPTANCE OF EQUIPMENT.** Purchaser shall immediately inspect each piece of Equipment delivered pursuant to this Agreement, and shall notify Seller in writing of any discrepancies between said pieces of Equipment and the description and statement of condition. If Seller received no such written notice within fifteen (15) days after delivery of such Equipment, Purchaser will be presumed to have accepted the Equipment as specified in the attached schedule or schedules. Notwithstanding the foregoing, for any such discrepancies or defects which are not apparent except when the Equipment is in use Purchaser shall have fifteen (15) days from the discovery of the discrepancy or defect to notify Seller thereof and to reject the non-conforming Equipment.

**17. MISCELLANEOUS.**

(a) Purchaser's specifications for this Agreement, not including those to which Seller took exception, are attached hereto as Exhibit B and are incorporated as part of this Agreement as if fully set forth herein.

(b) Any and all notices which can or may be given hereunder shall be in writing and sent by Certified or Registered Mail, Return Receipt Requested, or by personal delivery, by either party to the other at their addresses set forth herein, or to such other addresses as they shall notify one another of; provided, however, that notice by ordinary mail shall be deemed sufficient hereunder provided that the party to whom such notice shall have been sent shall acknowledge in writing the receipt of same.

(c) This Agreement constitutes the entire understanding between the parties hereto with respect to the subject matter hereof, and all prior understandings, negotiations and agreements are merged herein.

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(d) This Agreement shall not be changed, altered, modified, cancelled or terminated (except as herein specifically provided) except in writing and signed by the parties hereto.

(e) This Agreement shall be binding upon the parties and their assigns and shall insure to the benefit of their respective successors and assigns.

(f) This Equipment Purchase Agreement shall be governed by and interpreted under the laws of the State of Indiana.

**18. DEFAULT.**

(a) For the purposes of this Equipment Purchase Agreement, Purchaser may invoke the remedies set forth in paragraph nineteen (19) upon the occurrence of one or more of the following events of default:

(i) Seller's failure to perform consistent with the terms and conditions of this Agreement;

(ii) Seller's failure to provide promptly to Purchaser notice of any lawsuit, claim or threat of such concerning the Equipment purchased hereunder;

(iii) The adjudication of Seller as bankrupt before all the terms of this Equipment Purchase Agreement have been completely fulfilled;

(iv) The appointment of a receiver for the Seller's business and assets which appointment occurred before all the terms of this Equipment Purchase Agreement have been completely fulfilled;

(v) Seller's making an assignment for the benefit of its Creditors;

(vi) Seller's failure to notify Purchaser within twenty-four (24) hours of discovering that the Equipment purchased hereunder will not perform as described in Paragraph 1;

(vii) Seller's failure to promptly reimburse Purchaser the amount paid to Seller for Equipment which is discovered to have an incurable defect or a defect which cannot be cured in the time or manner acceptable to Purchaser;

(b) For the purposes of this Equipment Purchase Agreement, Seller may invoke the remedies set forth in paragraph nineteen (19) upon the occurrence of one or more of the following events of default:

(i) Purchaser's failure to perform consistent with the terms and conditions of this Agreement;

(ii) Purchaser's failure to notify Seller within five (5) days of discovering of any Equipment defect of which Purchaser has knowledge and consequently Seller cannot cure the defect within the time prescribed herein;

(iii) Purchaser's failure to notify Seller within seventy-two (72) hours of receipt from a third party of any copyright or patent infringement claim;

(iv) Purchaser's failure to pay Seller for services performed within thirty (30) days from "Acceptance" of the Equipment;

(v) Purchaser's wanton and willful disregard of Seller's reasonable instructions from which results defective or inoperative equipment.

**19. RESCISSION/CANCELLATION.**

(a) **BUYER'S RIGHTS.** Upon one or more event of default as defined in Paragraph eighteen (18) herein, the Purchaser may rescind this Agreement and retain any monies due to Seller for past services rendered; and

(i) demand/collect reimbursement for all sums paid to Seller and collection fees including reasonable attorney fees and return at Seller's expense all Equipment in Purchaser's possession; or

(ii) retain the Equipment in its possession or require Seller to repossess it at Seller's expense.

(b) **SELLER'S RIGHTS.** Upon one or more event of default as defined in Paragraph eighteen (18) herein, the Seller may rescind this Agreement and

(i) collect from the Purchaser any monies due and owing for services performed and collection fees including reasonable attorney fees, or

(ii) repossess the Equipment in Purchaser's possession.



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20. INDEPENDENT CONTRACTOR STATUS. Seller is an independent contractor and in no way an employee of Purchaser.

21. DISCRIMINATION. Seller agrees that it will not discriminate against any employee or subcontractor or applicant for employment or subcontract work to be employed in the performance of this Equipment Purchase Agreement with respect to hire, tenure, terms, conditions or privileges of employment because of race, religion, color, age, sex, handicap, national origin, and ancestry, disabled veteran status or Vietnam era veteran status.

22. SUBLEASE. No portion of this Agreement shall be subleased, assigned or otherwise disposed of by either party except with the prior written consent of the other party being first obtained.

23. AMENDMENTS. This Agreement may be amended or modified, in whole or in part only by a written instrument signed by each of the parties hereto.

24. INTEGRATION. This Agreement represents the entire integrated Agreement between Purchaser and Seller and supersedes all prior negotiations, representations, and agreements, written or oral.

25. HEADINGS. The headings of the several paragraphs contained herein are for convenience only and do not define or limit the contents of such paragraphs.

26. VOID. In the event any provision of this Agreement is held to be invalid, void, or illegal such provisions shall be stricken and all other provisions of this Agreement which can operate independently of such stricken provisions shall continue in full force and effect.

27. REMEDIES. Failure, delay or inaction by either party in the exercise or pursuit of its rights and remedies provided hereunder or by law shall not operate as a waiver of any such rights or remedies.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the date and year first above written.

MARION COUNTY COMMUNITY CORRECTIONS

HITECK COMMUNITY CONTROL  
CORPORATION

By: \_\_\_\_\_  
(Name)

By: \_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Title)

\_\_\_\_\_  
(Title/Authority)

APPROVED AS TO FORM AND LEGALITY:

By: \_\_\_\_\_  
Kristie L. Hill  
Corporation Counsel

Marion County:

\_\_\_\_\_  
William H. Hudnut, III  
Mayor of Indianapolis

\_\_\_\_\_  
Curtis L. Coonrod  
Auditor of Marion County

SCHEDULE A

Hitek Community Control Corp. agrees to supply, under the terms and conditions of Purchase Agreement, the following:

1. 115 wristlets/verifiers/6 straps per unit (already in use by Purchaser) at \$608.00/unit (\$69,920) - includes one year original warranty
2. 1 central system (already in use by Purchaser) \$14,800 - includes one year original warranty
3. Additional straps for units - \$300.00
4. Extended warranty on the 115 wristlet/verifier units and the central system - 2 years - 12,708.00 (includes 6 straps per unit per year)

TOTAL \$97,728.00

PROPOSAL NO. 280, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 280, 1989, on May 10, 1989. The proposal appropriates \$1,100 for the Community Corrections Agency to reimburse a Pre-Trial Home Detention Officer for mileage through July 31, 1989. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 280, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

0 NAYS

3 NOT VOTING: *Boyd, Mukes-Gaither, Williams*

Proposal No. 280, 1989, was retitled FISCAL ORDINANCE NO. 59, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 59, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand One Hundred Dollars (\$1,100) in the County Corrections Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Marion County Community Corrections to reimburse a Pre-Trial Home Detention Officer for mileage through July 31, 1989.

SECTION 2. The sum of One Thousand One Hundred Dollars (\$1,100) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY COMMUNITY  
CORRECTIONS AGENCY

3. Other Services & Charges  
TOTAL INCREASE

COUNTY CORRECTIONS FUND

\$1,100  
\$1,100

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY COMMUNITY  
CORRECTIONS AGENCY

1. Personal Services  
TOTAL REDUCTION

COUNTY CORRECTIONS FUND

\$1,100  
\$1,100

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 281, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 281, 1989, on May 18, 1989. The proposal amends the Code, Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 281, 1989, was adopted on the following roll call vote; viz:

May 22, 1989

26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

1 NAY: Irvin

2 NOT VOTING: Dowden, Mukes-Gaither

Proposal No. 281, 1989, was retitled GENERAL ORDINANCE NO. 45, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 45, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Section 27-110, Exceptions, be, and the same is hereby amended by deleting the language stricken through and adding the language underscored below:

Sec. 27-110. Exceptions.

(a) In the case of one-, two- or multi-family residences the billing for sewage service for the months of May, June, July, and August and September shall be based upon the water used or delivered for the previous months of March and April. In the event the water used for said previous months of March and April is greater than the water used for said months of May, June, July, and August and September then the billing for sewage service shall be computed on the actual water used in the month for which the sewage service bill is being rendered.

(b) Where a metered water supply is used for fire protection as well as for other uses, the director may, at his/her discretion make adjustments in the sewer user charge as may be equitable. In such cases the burden of proof as to the type of water usage shall be upon the user.

(c) Where a metered water supply is used for fire protection only, the sewer user charge shall not apply.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 285, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 285, 1989, on May 9, 1989. The proposal authorizes township assessors to devise a uniform plan for property reassessment. By a 5-0 vote, the Committee recommended striking the proposal. Councillor Cottingham said due to the fact that the sponsor did not receive notification of the County and Townships Committee meeting, he would like consent to send Proposal No. 285, 1989, back to Committee. Proposal No. 285, 1989, was returned to Committee by unanimous voice vote.

NEW BUSINESS

ANNOUNCEMENTS AND ADJOURNMENT

Robert Elrod, General Counsel, read the following:

Mr. President:

This Council will hold a public hearing on Rezoning Petition 89-Z-93, Council Proposal No. 306, 1989, at its next regular meeting on June 5, 1989, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 4.1 acres at 2411 North Illinois Street from C-S/RC to SU-37/RC to provide for a library service center.

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Written objections that are filed with the Clerk of the Council or the County Auditor shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

Councillor West announced that Councillor Rhodes has been elected President of the East Central District of the Association of Indiana Counties.

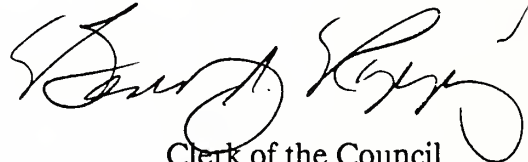
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:55 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 22nd day of May, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JUNE 5, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:00 p.m. on Monday, June 5, 1989, with Councillor SerVaas presiding.

Councillor Irvin lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

A quorum of twenty-nine members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Moriarty introduced her parents, Mr. and Mrs. Patrick Moriarty.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

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You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, June 5, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

May 17, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Tuesday, May 23, 1989, a copy of LEGAL NOTICE regarding General Ordinance No. 38, 1989.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

May 23, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, May 25, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 292, 294, 296 and 306 1989, to be held on Monday, June 5, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

May 26, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

*June 5, 1989*

FISCAL ORDINANCE NO. 51, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Seventy-five Thousand Dollars (\$375,000) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 52, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Fifty Thousand Dollars (\$250,000) in the Consolidated County Fund for purposes of the Department of Metropolitan Development, Development Services Division, and reducing the unappropriated and unencumbered balance in the Consolidated County Fund.

FISCAL ORDINANCE NO. 53, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Nine Thousand Dollars (\$9,000) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

FISCAL ORDINANCE NO. 54, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fourteen Thousand Eight Hundred Ninety Dollars (\$14,890) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

FISCAL ORDINANCE NO. 55, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Thirty Thousand and Fifty-six Dollars (\$30,056) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for the Forensic Services Agency.

FISCAL ORDINANCE NO. 56, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Thousand Five Hundred Forty-one Dollars (\$2,541) in the County Corrections Fund for purposes of the Forensic Services Agency and reducing certain other appropriations from the Presiding Judge of the Municipal Court.

FISCAL ORDINANCE NO. 57, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Eight Hundred Ninety-one Dollars (\$1,891) in the State and Federal Grant Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 58, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Ninety-seven Thousand Seven Hundred Twenty-eight Dollars (\$97,728) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 59, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand One Hundred Dollars (\$1,100) in the County Corrections Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

GENERAL ORDINANCE NO. 43, 1989, amending Chapter 10 of the "Code of Indianapolis and Marion County, Indiana", by authorizing the Metropolitan Emergency Communications Agency Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service in Marion County.

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GENERAL ORDINANCE NO. 44, 1989, to impose a monthly enhanced emergency telephone system fee for each exchange access facility used in Marion County, and amending the "Code of Indianapolis and Marion County, Indiana".

GENERAL ORDINANCE NO. 45, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months.

SPECIAL ORDINANCE NO. 10, 1989, authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc. (the "Original Owner") dated September 1, 1980, and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 5, 1989, authorizing the Marion County Community Corrections Agency ("Agency") to contract with Hitek Community Control Corp. for the purchase of a passive system of electronic monitoring devices in conjunction with the Agency's home detention program.

SPECIAL RESOLUTION NO. 32, 1989, honoring the 500 Gordon Pipers, Inc.

SPECIAL RESOLUTION NO. 33, 1989, memorializing Phillip L. Bayt.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of May 22, 1989. There being no additions or corrections, the minutes were approved as distributed.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 316, 1989. This proposal honors Louis M. Profeta and John F. Moriarty. Medical student Profeta and firefighter Moriarty administered emergency medical treatment to five-year-old Erin Bower when she was injured when a bomb exploded at a K Mart store. Councillor Golc read the resolution and Councillor Moriarty presented framed documents to Messrs. Profeta and Moriarty and both of them expressed their appreciation for the recognition. Mr. and Mrs. Bower joined the Council in thanking the two men. Councillor Golc moved, seconded by Councillor Moriarty, for adoption. Proposal No. 316, 1989, was adopted by unanimous voice vote.

Proposal No. 316, 1989, was retitled SPECIAL RESOLUTION NO. 34, 1989, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION 34, 1989**

A SPECIAL RESOLUTION honoring Louis M. Profeta and John F. Moriarty.



June 5, 1989

WHEREAS, tragedies can sometimes produce countervailing positive actions as was demonstrated by medical student Louis M. Profeta and off-duty fireman John F. Moriarty moments after a five-year-old girl, Erin Bower, was seriously injured by a bomb explosion in a retail store on April 17, 1989; and

WHEREAS, Profeta and Moriarty immediately responded by teaming up to administer emergency medical treatment to aid the stricken child, including an attempt to preserve the girl's severed fingers; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, on behalf of the citizens of this community, thank and honor Louis M. Profeta and John F. Moriarty for their humanitarian and professional actions on April 17, 1989 as they applied emergency medical treatment to an injured child after a bomb explosion.

SECTION 2. Our hearts and prayers are for the injured girl, Erin Bower; our gratitude is for Louis Profeta and John Moriarty whose training and willingness to volunteer in this emergency situation helped alleviate the suffering of a fellow human being.

SECTION 3. The Council also commends the Washington Township Fire Department, the Marion County Sheriff's Department, the Life Line helicopter personnel and the people of Methodist Hospital who also assisted in this emergency situation.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 329, 1989. This proposal honors Southport Middle School of the Metropolitan School District, Perry Township. Councillor Borst read the resolution and presented a framed document to Hal Cole, principal of Southport Middle School, who expressed his appreciation for the recognition. Councillor Borst moved, seconded by Councillor Howard, for adoption. Proposal No. 329, 1989, was adopted by unanimous voice vote.

Proposal No. 329, 1989, was retitled SPECIAL RESOLUTION NO. 35, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 35, 1989

A SPECIAL RESOLUTION honoring Southport Middle School of the Metropolitan School District, Perry Township.

WHEREAS, Southport Middle School was recognized by the United States Department of Education as one of the 1988 "Schools of Recognition," signifying that the school is one of the nation's best schools; and

WHEREAS, Southport Middle School was one of only two-hundred and eighteen schools nationwide receiving this honor; and

WHEREAS, Southport Middle School received this honor due to a faculty and staff dedicated to providing the best quality education, as well as quality students determined to grow educationally and socially; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council recognizes the faculty, staff, students and parents of Southport Middle School for being designated as a "School of Recognition."

SECTION 2. The City-County Council commends Southport Middle School as a student-centered school.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 297, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 297, 1989, on May 30, 1989. The proposal approves the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989. By a 7-0 vote, the Committee reported the proposal to the Council

with the recommendation that it do pass. Mrs. Parker-Sawyers thanked the Council for their support. Proposal No. 297, 1989, was adopted by unanimous voice vote.

Proposal No. 297, 1989, was retitled SPECIAL RESOLUTION NO. 36, 1989, and reads as follows:

**CITY-COUNTY SPECIAL RESOLUTION NO. 36, 1989**

A SPECIAL RESOLUTION approving the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989.

WHEREAS, pursuant to IC 36-3-3-8 and Section 2-143 of the "Code of Indianapolis and Marion County, Indiana," mayoral appointments of Deputy Mayors are subject to the approval of the City-County Council; and

WHEREAS, the Mayor of the City of Indianapolis has submitted to this Council the name of Paula Parker-Sawyers to serve as deputy mayor at his pleasure for a term ending December 31, 1989; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. Paula Parker-Sawyers is approved and confirmed by the City-County Council as Deputy Mayor of the City of Indianapolis for a term ending December 31, 1989, to serve at the pleasure of the Mayor.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

**PROPOSAL NO. 307, 1989.** Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the leasing of 2,500 sq. ft. of office space from Perry Township for the Perry Township Assessor"; and the President referred it to the Administration Committee.

**PROPOSAL NO. 308, 1989.** Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Gloria Blackman to the Equal Opportunity Advisory Board"; and the President referred it to the Administration Committee.

**PROPOSAL NO. 309, 1989.** Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$7,000 for the Warren Township Assessor for contractual services accrued by reassessment"; and the President referred it to the County and Townships Committee.

**PROPOSAL NO. 310, 1989.** Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving the Community Corrections Advisory Board's professional services contract with Volunteers of America to provide a residential community corrections program"; and the President referred it to the Public Safety and Criminal Justice Committee.

**PROPOSAL NO. 311, 1989.** Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving Board of Public Works' Resolution permitting write-off of uncollectible accounts"; and the President referred it to the Public Works Committee.

**PROPOSAL NO. 312, 1989.** Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code

June 5, 1989

by authorizing a 4-way stop at Tuxedo and 61st Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 313, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at Indianola Avenue and 49th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 314, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at Boulevard Place and 34th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 315, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning East Market Street repairs"; and the President referred it to the Transportation Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 317 - 328, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on May 17, 1989". The Council did not schedule Proposal Nos. 317 - 328, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 317 - 328, 1989, were retitled REZONING ORDINANCE NOS. 103 - 114, 1989, and are identified as follows:

REZONING ORDINANCE NO. 103, 1989. 89-Z-49 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24  
2420 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

STOP 11 ROAD LIMITED PARTNERSHIP, by Thomas Michael Quinn, requests the rezoning of 6.00 acres, being in the C-S district, to the C-S classification to provide for retail uses in Building N, as described in Section 2.09, 9(17) of the Commercial Zoning Ordinance, which generate light automobile traffic, and office-warehouse uses as permitted in petition 85-Z-224.

REZONING ORDINANCE NO. 104, 1989. 89-Z-54 (89-DP-5) PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
1605 EAST STOP ELEVEN ROAD, INDIANAPOLIS.

THE PINNACLE GROUP, INC., by Michael C. Cook, requests the rezoning of 15.64 acres, being in the A-2 district, to the D-P classification to provide for residential development.

REZONING ORDINANCE NO. 105, 1989. 89-Z-70A (AMENDED) PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6202 GEORGETOWN ROAD, INDIANAPOLIS.

VENTURA HOMES, INC., by Philip C. Thrasher, requests the rezoning of 29.9 acres, being in the A-2 district, to the D-3 classification to provide for a single-family residential development.

REZONING ORDINANCE NO. 106, 1989. 89-A-70B (AMENDED) PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6202 GEORGETOWN ROAD, INDIANAPOLIS.

VENTURA HOMES, INC., by Philip C. Thrasher, requests the rezoning of 57.6 acres, being in the A-2 district, to the D-4 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 107, 1989. 89-Z-78 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 9  
245 WEST 38TH STREET, INDIANAPOLIS.

H. CLAY AND MARITA CONNER, D/B/A TOUCHSTONE MANAGEMENT, INC., request the rezoning of 0.25 acre, being in the D-5 district, to the D-8 classification to conform zoning to its use as an apartment building with a paved parking area.

REZONING ORDINANCE NO. 108, 1989. 89-Z-83 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
1237 SOUTH HIGH SCHOOL ROAD, INDIANAPOLIS.



THE INDALYN COMPANY requests the rezoning of 1.02 acres, being in the SU-9 district, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 109, 1989. 89-Z-84A (AMENDED) WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 15  
1201 NORTH ARLINGTON AVENUE, INDIANAPOLIS.  
ARLINGTON PROFESSIONAL BUILDING, INC. AND ARLINGTON PROFESSIONAL COMPLEX, INC.  
AND J.A.P.C.O., AN INDIANA GENERAL PARTNERSHIP, by Raymond Good, request the rezoning of 1.00 acre, being in the D-5 district, to the C-1 classification to conform zoning to its use.

REZONING ORDINANCE NO. 110, 1989. 89-Z-84B (AMENDED) WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 15  
1213 & 1303 NORTH ARLINGTON AVENUE, INDIANAPOLIS.  
ARLINGTON PROFESSIONAL BUILDING, INC. AND ARLINGTON PROFESSIONAL COMPLEX, INC.  
AND J.A.P.C.O., AN INDIANA GENERAL PARTNERSHIP, by Raymond Good, request the rezoning of 5.00 acres, being in the D-5 district, to the C-1 classification to conform zoning to its use.

REZONING ORDINANCE NO. 111, 1989. 89-Z-85 (AMENDED) FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
5250 EAST THOMPSON ROAD, INDIANAPOLIS.  
LOUIS L. DARKO, by Stephen D. Mears, requests the rezoning of 6.19 acres, being in the A-2 district, to the C-3 classification to provide for retail development.

REZONING ORDINANCE NO. 112, 1989. 89-Z-94A PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6410 WEST 86TH STREET, INDIANAPOLIS.  
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Phillip J. Stoffregen, requests the rezoning of 82.12 acres, being in the A-2 district, to the D-2 classification to provide for residential development.

REZONING ORDINANCE NO. 113, 1989. 89-Z-94B PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6410 WEST 86TH STREET, INDIANAPOLIS.  
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Phillip J. Stoffregen, requests the rezoning of 18.3 acres being in the A-2 and D-1 district, to the D-4 classification to provide for residential development.

REZONING ORDINANCE NO. 114, 1989. 89-Z-94C PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6410 WEST 86TH STREET, INDIANAPOLIS.  
SCM REAL ESTATE DEVELOPMENT CORPORATION, by Phillip J. Stoffregen, requests the rezoning of 28.8 acres, being in the A-2 district, to the D-6 II classification to provide for residential development.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 306, 1989. This proposal is a rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street. Councillor West stated that the petitioner in Rezoning Docket 89-Z-93 (City-County Proposal No. 306, 1989) has consented to the extension of the final action date on such petition, pursuant to IC 36-7-4-608 (c)(3). Councillor West moved, seconded by Councillor Curry, that the City-County Council: (a) extend the final action date for Proposal No. 306, 1989, until June 19, 1989; and (b) postpone the public hearing on said proposal until the Council's regular meeting on such date. Proposal No. 306, 1989, was postponed until June 19, 1989 by consent.

PROPOSAL NO. 292, 1989. This proposal appropriates \$75,000 for the Department of Administration, Office of the Director, to pay legal fees for pending litigation concerning cable franchises. Councillor Rhodes requested that Proposal No. 292, 1989, be postponed until June 19, 1989. Proposal No. 292, 1989, was postponed until June 19, 1989 by consent.

PROPOSAL NO. 294, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 294, 1989, on May 24, 1989. The proposal appropriates \$667,097 for the Community Corrections Agency for the state



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grant for the fiscal year 1989-1990. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:30 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 294, 1989, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West, Williams*

0 NAYS

2 NOT VOTING: *Schneider, Shaw*

Proposal No. 294, 1989, was retitled FISCAL ORDINANCE NO. 60, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 60, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Hundred Sixty-seven Thousand Ninety-seven Dollars (\$667,097) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to receive the appropriation of the state grant for fiscal year 1989-1990.

SECTION 2. The sum of Six Hundred Sixty-seven Thousand Ninety-seven Dollars (\$667,097) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY COMMUNITY  
CORRECTIONS AGENCY

1. Personal Services
  2. Supplies
  3. Other Services & Charges
  4. Capital Outlay
- TOTAL INCREASE

STATE AND FEDERAL GRANT FUND

\$275,849  
13,500  
377,098  
650  
\$667,097

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
State and Federal Grant Fund  
TOTAL REDUCTION

STATE AND FEDERAL GRANT FUND

\$667,097  
\$667,097

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 296, 1989. This proposal appropriates \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff. Councillor Dowden requested that Proposal No. 296, 1989, be postponed until July 10, 1989. Proposal No. 296, 1989, was postponed until July 10, 1989 by consent.

## SPECIAL ORDERS - UNFINISHED BUSINESS

PROPOSAL NO. 267, 1989. This proposal appropriates \$181,849 to the Clerk of the Circuit Court to provide personnel, postage, forms and printing to comply with duties currently being performed by Municipal Court staff. Proposal No. 267, 1989, was tabled in Council by consent on May 22, 1989, and Councillor Dowden requested that no action be taken on Proposal No. 267, 1989.

## SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 269, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 269, 1989, on June 1, 1989. The proposal approves certain public purpose grants for support of the arts. By a 3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Irvin moved, seconded by Councillor Howard, for adoption. Proposal No. 269, 1989, was adopted on the following roll call vote; viz:

*22 YEAS: Borst, Boyd, Brooks, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*7 NAYS: Clark, Cottingham, Dowden, Durnil, Giffin, Ruhmkorff, Schneider*

Proposal No. 269, 1989, was retitled GENERAL RESOLUTION NO. 6, 1989, and reads as follows:

### CITY-COUNTY GENERAL RESOLUTION NO. 6, 1989

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

#### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grants totaling \$623,296 approved by Special Resolution No. 7, 1989 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

Indianapolis Symphony Orchestra	\$124,095
Indianapolis Museum of Art	124,095
The Children's Museum	124,095
Indiana Repertory Theatre	66,214
Indianapolis Ballet Theatre	37,274
Indianapolis Opera	37,274
Channel 20, WFYI	37,274
Cathedral Arts, Inc.	19,358
Indianapolis Civic Theatre	17,594
Indianapolis Art League	13,845
Dance Kaleidoscope	11,640
Indianapolis Shakespeare Festival	<u>\$10,538</u>
Total	\$623,296

SECTION 2. This resolution is adopted in satisfaction of the requirements of Sec 4.01(b) of the Annual Budget for 1989, Fiscal Ordinance No. 93, 1988.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 273, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 273, 1989, on May 31, 1989. The proposal authorizes MECA to proceed with design and implementation of a county-

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wide emergency communications system. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Dowden stated that the needs assessment study prepared by Coopers & Lybrand has been accepted and approved by the Metropolitan Emergency Communications Agency Board and the Public Safety and Criminal Justice Committee. Proposal No. 273, 1989 resolves that MECA should:

- 1) undertake steps to proceed with the design, preparation for, and implementation of a county-wide emergency communications system ("System");
- 2) utilize the recommendations in the needs assessment conducted by Coopers & Lybrand as a basis for proceeding with such a communications system;
- 3) expeditiously proceed with the System design and development of plans and coordinate with the Council on all public hearings;
- 4) promptly undertake all public bidding required by statute to acquire the remaining components of the System after final approval of the plans according to IC 36-8-15 et seq.; and
- 5) write the contract(s) relating to the System addressing the responsibility for failures by the System, systems integration, acceptance testing to the System specifications and System interface functional requirements, warranty coverage, and remedies.

Councillor Borst stated that he will vote against Proposal No. 273, 1989, because (1) there never was a presentation on this System to the Committee, and (2) there are no plans on how to fund it. He reminded the Council that the taxpayers were promised that there will be no tax increase and no new taxes for at least three years.

President SerVaas passed the gavel to Councillor West.

Councillor SerVaas stated that in his opinion safeguards have been built into Proposal No. 273, 1989, to the effect that the contracts will address the responsibility for failures by the System and that the Council will be a part of all ongoing planning with the coordination of public hearings with MECA.

Mr. West returned the gavel to President SerVaas.

Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 273, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
1 NAY: *Borst*

Proposal No. 273, 1989, was retitled SPECIAL RESOLUTION NO. 37, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 37, 1989

A SPECIAL RESOLUTION authorizing the Metropolitan Emergency Communications Agency ("MECA") to proceed with design and implementation of a county-wide emergency communications system.

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WHEREAS, MECA contracted with a consultant (Coopers & Lybrand) to conduct an assessment of the communications needs of the various public safety entities within Marion County ("needs assessment"); and

WHEREAS, Coopers & Lybrand will present a detailed report of such needs assessment to the City-County Council; and

WHEREAS, the purpose of such needs assessment was to establish a basis for proceeding with the design and implementation of a county-wide emergency communications system; and

WHEREAS, MECA is authorized to coordinate activities to ensure compatibility of public safety communications and computer systems within Marion County and to finance, purchase, contract for, acquire, lease, construct, equip, erect, upgrade, install and maintain public safety communications and computer facilities therein; and

WHEREAS, MECA is prepared to proceed with design and implementation of a county-wide emergency communications system based on the needs assessment; and

WHEREAS, it is in the best interest of the residents of Marion County for MECA to expeditiously move forward with development of a county-wide emergency communications system; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Council hereby determines that MECA should undertake steps to proceed with the design, preparation for, and implementation of a county-wide emergency communications system ("System").

SECTION 2. The Council further determines that MECA should ~~implement~~ utilize the recommendations in the needs assessment conducted by Coopers & Lybrand as a basis for proceeding with the design and implementation of such a county-wide emergency communications system.

~~SECTION 3. The Council further determines that MECA should enter into negotiations with a consultant or consultants to oversee system design and development of specifications through implementation.~~

SECTION 4.3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 295, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 295, 1989, on May 24, 1989. The proposal transfers and appropriates \$1,824 for the Community Corrections Agency to cover the overtime pay for an employee who has resigned. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 295, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Cottingham, Gilmer, Irvin*

Proposal No. 295, 1989, was retitled FISCAL ORDINANCE NO. 61, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 61, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Eight Hundred Twenty-four Dollars (\$1,824) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and



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reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to cover severance pay for an employee who has resigned effective June 2, 1989.

SECTION 2. The sum of One Thousand Eight Hundred Twenty-four Dollars (\$1,824) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

MARION COUNTY COMMUNITY  
CORRECTIONS AGENCY

STATE AND FEDERAL GRANT FUND

1. Personal Services	\$1,824
TOTAL INCREASE	\$1,824

SECTION 4. The said increased appropriation is funded by the following reductions:

MARION COUNTY COMMUNITY  
CORRECTIONS AGENCY

STATE AND FEDERAL GRANT FUND

2. Supplies	\$1,824
TOTAL REDUCTION	\$1,824

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### NEW BUSINESS

Councillor Dowden asked that Proposal Nos. 255 and 256, 1989 be stricken. Consent was given to strike Proposal Nos. 255 and 256, 1989.

### ANNOUNCEMENTS AND ADJOURNMENT

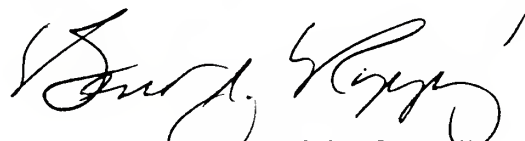
There being no further business, upon motion duly made and seconded, the meeting adjourned at 7:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 5th day of June, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JUNE 19, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, June 19, 1989, with Councillor SerVaas presiding.

Councillor Mukes-Gaither lead the opening prayer and invited all present to join her in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*27 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*  
*2 ABSENT: Giffin, Williams*

A quorum of twenty-seven members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Cottingham introduced Ned Kalb who is the new director of the Cooperative Extension Service.

Councillor Jones introduced his wife, Tommie Jones, and Menijahil Getachew, a friend who recently graduated from Morehouse College and will begin working at Eli Lilly & Co.

Councillor Golc introduced Greg Dugan, Denisa Hendan, and David and Issac Hook who are members of Habitat for Humanity.

Councillor Borst introduced Joe Grissom, Perry Township Trustee, and Mary K. Gillum, Perry Township Assessor.

### **OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, June 19, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

June 8, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 60, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Hundred Sixty-seven Thousand Ninety-seven Dollars (\$667,097) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 61, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Eight Hundred Twenty-four Dollars (\$1,824) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

GENERAL RESOLUTION NO. 6, 1989, approving certain public purpose grants for support of the arts.

SPECIAL RESOLUTION NO. 34, 1989, honoring Louis M. Profeta and John F. Moriarty.

SPECIAL RESOLUTION NO. 35, 1989, honoring Southport Middle School of the Metropolitan School District, Perry Township.



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SPECIAL RESOLUTION NO. 36, 1989, approving the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989.

SPECIAL RESOLUTION NO. 37, 1989, authorizing the Metropolitan Emergency Communications Agency ("MECA") to proceed with design and implementation of a county-wide emergency communications system.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

## **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

## **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of June 5, 1989. There being no additions or corrections, the minutes were approved as distributed.

## **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 348, 1989. This proposal honors the 81st Session of the Indiana Conference of the AME Zion Church. Councillor Howard introduced Rev. Brownell D. Pagan, Rev. George D. Crenshaw and Rev. LaVon White and Councillor Howard read the resolution and presented a framed document to Rev. Pagan, who expressed his appreciation for the recognition. Councillor Howard moved, seconded by Councillor Strader, for adoption. Proposal No. 348, 1989, was adopted by unanimous voice vote.

Proposal No. 348, 1989, was retitled SPECIAL RESOLUTION NO. 38, 1989, and reads as follows:

### **CITY-COUNTY SPECIAL RESOLUTION NO. 38, 1989**

A SPECIAL RESOLUTION honoring the 81st Session of the Indiana Conference of the AME Zion Church.

WHEREAS, St. Mark African Methodist Episcopal Zion Church of Indianapolis has the honor of hosting the 81st Session of the Indiana Annual Conference of the African Methodist Episcopal Zion Churches June 20-25, 1989; and

WHEREAS, for the past 16 years Bishop J. Clinton Hoggard has served the Indiana Conference well with his quality leadership and Godly guidance, and is now succeeded by the Right Reverend Richard L. Fisher who 29 years ago was pastor of Indianapolis' Campbell Chapel; now, therefore:

### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council congratulates St. Mark African Methodist Episcopal Zion Church for being selected to host the 81st Session of the Indiana Annual Conference of the African Methodist Episcopal Zion Churches.

SECTION 2. The Council further recognizes and thanks Bishop J. Clinton Hoggard for his leadership and inspiration during the past 16 years.

SECTION 3. Indianapolis welcomes Right Reverend Richard L. Fisher who brings to the Indiana Conference an energetic program of improved Church buildings, increased membership and an ecumenical outlook.

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SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 308, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 308, 1989, on June 13, 1989. Proposal No. 308, 1989, appoints Gloria Blackman to the Equal Opportunity Advisory Board. By an 8-0 vote the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 308, 1989, was adopted by unanimous voice vote.

Proposal No. 308, 1989, was retitled COUNCIL RESOLUTION NO. 40, 1989, and reads as follows:

### CITY-COUNTY COUNCIL RESOLUTION NO. 40, 1989

A COUNCIL RESOLUTION appointing Gloria Blackman to the Equal Opportunity Advisory Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Equal Opportunity Advisory Board, the Council appoints:

Gloria Blackman

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1989. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 332, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the County Prosecutor to lease office space for the operation of the Child Support Division"; and the President referred it to the Administration Committee.

PROPOSAL NO. 333, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$30,999 for county agencies to participate in a work-study program funded by the State"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 334, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$20,000 for the Perry Township Assessor to hire contractual people to complete reassessment"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 335, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$6,974 for the Washington Township Assessor to purchase two IBM terminals and use temporary services to complete reassessment"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 336, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$60,000 for Voters Registration to purchase a software package which would display, store and print the signatures of all voters in Marion County"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 337, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$225,000 for MECA to pay consultant firm(s) for the preparation of a detailed design and specification for the new integrated county-wide emergency communications system"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 338, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$8,335 for county agencies to participate in a work-study program funded by the State"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 339, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$700,000 for the Department of Public Safety to build a new fire station #29"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 340, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the installation of intersection controls for streets in Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 341, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the installation of intersection controls for streets in Big Run, Section 1, Village Manor and Brunson Acres, Sections 3, 4, 5 and 6, Subdivisions"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 342, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of County Line Road and Prospect Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 343, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Five Points and Stop 11 Roads"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 344, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Senour and Thompson Roads"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 345, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the speed limit on a segment of 33rd St. from Franklin Road to Post Road to be posted as 35 MPH"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 346, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the speed limit to be reduced on specified streets in the BeamReach Subdivision"; and the President referred it to the Transportation Committee.



PROPOSAL NO. 347, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit restriction on Franklin Road from Washington Street to 21st Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 349, 1989. Introduced by Councillors SerVaas, Borst, Boyd, Brooks, Clark, Curry, Coughenour, Gilmer, Hawkins, Howard and West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION establishing a Special Committee"; and the President referred it to the Committee on Committees.

President SerVaas stated that the Committee on Committees will review Proposal No. 349, 1989; if the members of the committee believe some action should be taken, the proposal will be returned to the Council and at that time President SerVaas will refer it to one of the standing committees.

### MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 358, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,333,548 for the Department of Administration, Occupational & Community Services Division, to spend Job Training Partnership Act (JTPA) federal funds to provide full range of employment and training services"; and the President referred it to the Administration Committee.

### SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 330, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 330, 1989, on June 7, 1989. This proposal is an inducement resolution authorizing certain proceedings under revenue bond authorization of IC 36-7-11 and IC 36-7-12 of the Economic Development Commission (Jamestown Friends Housing, Inc. Project). By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it Do Pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 330, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Boyd, Cottingham, Coughenour, Curry, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

*0 NAYS*

*8 NOT VOTING: Borst, Brooks, Clark, Dowden, Giffin, Jones, McGrath, Williams*

Proposal No. 330, 1989, was retitled SPECIAL RESOLUTION NO. 39, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 39, 1988

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Jamestown Friends Housing, Inc., a 501 (c)(3) not-for-profit corporation, (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either



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acquire, renovate, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as a 60-unit elderly living complex in Decatur Township, such facility to be located at 6646 Mooresville Road, Indianapolis, Indiana and to be initially owned and operated by the Applicant; the acquisition, renovation, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishings for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 4 at the end of one year and 4 at the end of three years) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit to the health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$3,700,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, construction, installation and equipping of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, construction, installation and equipping of the Project, this Commission hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires December 31, 1989, unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 331, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 331, 1989, on June 7, 1989. This proposal is a special ordinance authorizing the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$2,500,000 for Bowes Seal Fast Corporation and approving and authorizing other actions in respect thereto. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it Do Pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 331, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

*0 NAYS*

*5 NOT VOTING: Borst, Dowden, Giffin, Mukes-Gaither, Williams*

Proposal No. 331, 1989, was retitled SPECIAL ORDINANCE NO. 11, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 11, 1989

A SPECIAL ORDINANCE approving the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (Bowes Seal Fast Corporation Project)" in an aggregate principal amount not to exceed \$2,500,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indiana Economic Development Commission concerning the proposed financing of economic development facilities for Bowes Seal Fast Corporation, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147 (f) of the Internal Revenue Code of 1986, as amended, on June 7, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Bowes Seal Fast Corporation (the "Company") consisting of a building addition adjacent to a current manufacturing facility located at 5902 East 34th Street, Indianapolis, Indiana, such addition to contain approximately 76,213 square feet and to be located on approximately 2.5 acres of land, and such addition to be owned by Bowes Seal Fast Corporation and used by H-N Advertising & Display Co., Inc., a division of Bowes Seal Fast Corporation, in its operations of manufacturing point of purchase advertising displays made of metal and/or wire; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishings for use in the facilities (the "Project") complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Trust Indenture; Letter of Credit Reimbursement and Loan Agreement; Series 1989 Note; Placement Agency Agreement; Preliminary Private Placement Memorandum; and the form of the Economic Development Revenue Bonds, Series 1989 (Bowes Seal Fast Corporation Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company for the purpose of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City and its citizens and does comply with the purposes and provisions of the Act.

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SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$2,500,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principle, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued, which Promissory Note will be executed and delivered by Bowes Seal Fast Corporation to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Underwriter designated in the Bond Purchase Agreement at a price not less than 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed twelve percent (12%). The use of a Private Placement Memorandum in substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Underwriter and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the Placement Agent designated in the Placement Agency Agreement, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(10).

SECTION 6. The provisions of this Ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds, and after the execution of said Bonds, this Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 350 - 357, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 9, 1989". The Council did not schedule Proposal Nos. 350 - 357, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 350 - 357, 1989, were retitled REZONING ORDINANCE NOS. 115 - 122, 1989, and are identified as follows:

REZONING ORDINANCE NO. 115, 1989. 89-Z-71 (Amended) LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5  
7402 EAST 86TH STREET, INDIANAPOLIS.

CASTLETON CENTRE REALTY, by Stephen D. Mears, requests the rezoning of 8.70 acres, being in the C-1 district, to the C-S classification to provide for light industrial development.

REZONING ORDINANCE NO. 116, 1989. 89-Z-76 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 15  
6635 EAST 21ST STREET, INDIANAPOLIS.

MICHAEL GALLAGHER requests the rezoning of 2.10 acres, being in the D-4 district, to the C-1 classification to provide for commercial office development.

REZONING ORDINANCE NO. 117, 1989. 89-Z-79 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12  
4423 NORTH SHADELAND AVENUE, INDIANAPOLIS.

COUNTY OF MARION, by Ronald M. Tucker, requests the rezoning of 2.16 acres, being in the C-4 district, to the SU-9 classification to provide for County Sheriff departmental uses.



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REZONING ORDINANCE NO. 118, 1989. 89-Z-87 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 11

3247 FOREST MANOR AVENUE, INDIANAPOLIS.  
INDIANAPOLIS, INDIANA CONGREGATION OF JEHOVAH'S WITNESSES, FOREST MANOR UNIT,  
by David J. Theising, requests the rezoning of 1.81 acres, being in the D-5 district, to the SU-1 classification to  
provide for church uses.

REZONING ORDINANCE NO. 119, 1989. 89-Z-89 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

8420 SOUTH EMERSON AVENUE, INDIANAPOLIS.  
LIBERTY BAPTIST CHURCH requests the rezoning of 4.58 acres, being in the A-2 district, to the SU-1 clas-  
sification to provide for the construction of a church.

REZONING ORDINANCE NO. 120, 1989. 89-Z-96 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25

8823 MADISON AVENUE, INDIANAPOLIS.  
LESTER WAYNE LULL requests the rezoning of 0.95 acre, being in the A-2 district, to the C-1 classification to  
provide for the construction of business offices.

REZONING ORDINANCE NO. 121, 1989. 89-Z-97 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21

225 SOUTH EAST STREET, INDIANAPOLIS  
FARM BUREAU INSURANCE COMPANY requests the rezoning of 9.09 acres, being in the I-4-U/RC district,  
to the CBD-S/RC classification to provide for the demolition and renovation of existing buildings for a corporate  
office headquarters.

REZONING ORDINANCE NO. 122, 1989. 89-Z-105 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4

9375 WHITLEY DRIVE, INDIANAPOLIS.  
DREYER AND REINBOLD, INC., by Philip A. Nicely, requests the rezoning of 5.11 acres, being in the C-S dis-  
trict, to the C-S classification to provide for an automobile dealership facility.

### **SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 306, 1989. This proposal is a rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street. Councillor West stated that the petitioner in Rezoning Docket 89-Z-93 (City-County Proposal No. 306, 1989) has consented to the extension of the final action date on such petition, pursuant to IC 36-7-4-608 (c)(3). Councillor West moved, seconded by Councillor Curry, that the City-County Council: (a) extend the final action date for Proposal No. 306, 1989, until July 10, 1989; and (b) postpone the public hearing on said proposal until the Council's regular meeting on such date. Proposal No. 306, 1989, was postponed until July 10, 1989 by consent.

PROPOSAL NO. 292, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 292, 1989, on June 13, 1989. The proposal appropriates \$75,000 for the Department of Administration, Office of the Director, to pay legal fees for pending litigation concerning cable franchises. By a 5-2-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Rhodes stated that this litigation is between the City and Omega Communications, Inc.

Councillor Brooks questioned the decision to hire a Washington, D.C. law firm instead of a local law firm.

Don McPherson, Director of the Department of Administration, stated that the law firm that was hired specializes in communication law and in representing cities whose authority to grant franchises have been challenged; he believes that this is the best defense for a very serious case.



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The President called for public testimony at 7:49 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 292, 1989, was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Hawkins, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West*

6 NAYS: *Brooks, Golc, Howard, Jones, Moriarty, Shaw*

3 NOT VOTING: *Giffin, Solenberg, Williams*

Proposal No. 292, 1989, was retitled FISCAL ORDINANCE NO. 62, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 62, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Office of the Director, to pay for legal fees of pending litigation concerning cable franchises.

SECTION 2. The sum of Seventy-five Thousand Dollars (\$75,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION

OFFICE OF THE DIRECTOR

3. Other Services and Charges

TOTAL INCREASE

CITY GENERAL FUND

\$75,000

\$75,000

SECTION 4. The said additional appropriations are funded by the following reductions:

CITY GENERAL FUND

Unappropriated and Unencumbered

City General Fund

TOTAL REDUCTION

\$75,000

\$75,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 267, 1989. This proposal appropriates \$181,849 to the Clerk of the Circuit Court to provide personnel, postage, forms and printing to comply with duties currently being performed by Municipal Court staff. Proposal No. 267, 1989, was tabled in Council by consent on May 22, 1989, and Councillor Dowden requested that no action be taken on Proposal No. 267, 1989.

PROPOSAL NO. 296, 1989. This proposal appropriates \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff. On June 5, 1989 Proposal No. 296, 1989, was postponed until July 10, 1989 by consent.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 40, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 40, 1989, on June 14, 1989. The proposal amends the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Proposal No. 40, 1989, was stricken by consent.

PROPOSAL NO. 282, 1989. This proposal amends the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Banta Road, from McFarland Road to Sherman Drive. PROPOSAL NO. 298, 1989. This proposal amends the Code by authorizes two-hour parking meters on Hudson Street, St. Joseph Street, Meridian Street and Indiana Avenue. PROPOSAL NO. 299, 1989. This proposal amends the Code by authorizes one- and two-hour parking and rush-hour restrictions in various locations. PROPOSAL NO. 300, 1989. This proposal amends the Code by prohibiting parking on the west side of Clarendon Road at 38th Street. PROPOSAL NO. 312, 1989. This proposal amends the Code by authorizing a 4-way stop at Tuxedo and 61st Streets. PROPOSAL NO. 313, 1989. This proposal amends the Code by authorizing a 4-way stop at Indianola Avenue and 49th Street. PROPOSAL NO. 314, 1989. This proposal amends the Code by authorizing a 4-way stop at Boulevard Place and 34th Street. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 282, 298, 299, 300, 312, 313 and 314, 1989, on June 14, 1989. By 4-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Golc, for adoption. Proposal Nos. 282, 298, 299, 300, 312, 313 and 314, 1989, were adopted on the following roll call vote; viz:

*24 YEAS: Borst, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

*0 NAYS*

*5 NOT VOTING: Boyd, Clark, Giffin, Schneider, Williams*

Proposal No. 282, 1989, was retitled GENERAL ORDINANCE NO. 46, 1989, and reads as follows:

**CITY-COUNTY GENERAL ORDINANCE NO. 46, 1989**

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

**Banta Road, from McFarland Road to Sherman Drive, 25 MPH.**

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 298, 1989, was retitled GENERAL ORDINANCE NO. 47, 1989, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 47, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

ONE HOUR

Hudson Street, on the east side, from  
Ohio Street to New York Street

TWO HOURS

Indiana Avenue, on both sides, from  
New York Street to Michigan Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking Meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Hudson Street, on the east side, from  
Ohio Street to New York Street

St. Joseph Street, on the south side,  
from Illinois Street to Meridian Street

Meridian Street, on both sides,  
from 17th Street to 19th Street

Indiana Avenue, on both sides,  
from New York Street to North Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 299, 1989, was retitled GENERAL ORDINANCE NO. 48, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 48, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets; Section 29-268, Stopping, Standing or parking prohibited at all times on certain designated streets; Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours; and Section 29-283, Parking meter zones designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Henry Street, on both sides, from  
Illinois Street to Meridian Street

Illinois Street, on the east side, from  
St. Joseph Street to Tenth Street

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

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South Street, on both sides, from  
West Street to Illinois Street

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAY AND SUNDAY

From 6:00 a.m. to 9:00 a.m. and  
from 3:00 p.m. to 6:00 p.m.

Illinois Street, on the west side, from  
Court Street to Market Street

Illinois Street, on the west side, from  
Wabash Street to Ohio Street

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

Illinois Street, on the west side, from  
Court Street to Market Street

Illinois Street, on the west side, from  
Wabash Street to Ohio Street

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Henry Street, on the south side, from  
Illinois Street to Meridian Street

SECTION 6. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

South Street, on both sides, from  
West Street to Capitol Avenue

SECTION 7. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAY AND SUNDAY

From 6:00 a.m. to 9:00 a.m. and  
from 3:00 p.m. to 6:00 p.m.

Illinois Street, on the west side, from  
Washington Street to Ohio Street

South Street, on both sides, from  
Capitol Avenue to Pennsylvania Street

SECTION 8. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

ONE HOUR

South Street, on both sides, from  
Capitol Avenue to Illinois Street

TWO HOURS



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Henry Street, on the north side, from  
Illinois Street to Meridian Street

Illinois Street, on the west side, from  
Washington Street to Ohio Street

South Street, on both sides, from  
Illinois Street to Pennsylvania Street

SECTION 9. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 300, 1989, was retitled GENERAL ORDINANCE NO. 49, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 49, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Clarendon Road, on the west side, from 38th Street  
to a point 107 feet north of 38th Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 312, 1989, was retitled GENERAL ORDINANCE NO. 50, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 50, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12, Pg. 7	Tuxedo St & 61st St	Tuxedo St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
12, Pg. 7	Tuxedo St & 61st St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 313, 1989, was retitled GENERAL ORDINANCE NO. 51, 1989, and reads as follows:

*Journal of City-County Council*

CITY-COUNTY GENERAL ORDINANCE NO. 51, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 10	Indianola Av & 49th St	49th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 10	Indianola Av & 49th St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 314, 1989, was retitled GENERAL ORDINANCE NO. 52, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 52, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 1	Boulevard Pl & 34th St	Boulevard Pl	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 1	Boulevard Pl & 34th St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 301, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 301, 1989, on June 13, 1984. The proposal amends the Code by authorizing a loading zone at 300 North Meridian Street for Browning Investments. By a 3-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Golc stated that he cast the dissenting vote in Committee because in his opinion the location of the loading zone for Browning Investments would be better on New York Street than on North Meridian Street.

June 19, 1989

Councillor Curry moved, seconded by Councillor McGrath, for adoption. Proposal No. 301, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Hawkins, Holmes, Howard, Jones, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

3 NAYS: *Golc, Irvin, Moriarty*

3 NOT VOTING: *Gilmer, Giffin, Williams*

Proposal No. 301, 1989, was retitled GENERAL ORDINANCE NO. 53, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 53, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically Chapter 29, Section 29-331, Passenger and materials loading zones, be, and the same is hereby amended by the addition of the following, to wit:

Meridian Street, on the west side, from  
a point 32 feet north of New York Street  
to a point 132 feet north of New York Street

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 285, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 285, 1989, on June 13, 1989. The proposal authorizes township assessors to devise a uniform plan for property reassessment. By a 5-0 vote, the Committee recommended striking the proposal. Proposal No. 285, 1989, was stricken by consent.

PROPOSAL NO. 307, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 307, 1989, on June 13, 1989. The proposal authorizes the leasing of 2,500 sq. ft. of office space from Perry Township for the Perry Township Assessor. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor McGrath, for adoption. Proposal No. 307, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

0 NAYS

3 NOT VOTING: *Giffin, Howard, Williams*

Proposal No. 307, 1989, was retitled SPECIAL RESOLUTION NO. 40, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION 40, 1989

A SPECIAL RESOLUTION authorizing the leasing of twenty-five hundred square feet (2,500 sq. ft.) of office space from the Perry Township of Marion County, Indiana, for the Perry Township Assessor.

*Journal of City-County Council*

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines that the lease for office space for the use of the Perry Township Assessor is necessary.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 309, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 309, 1989, on June 13, 1989. The proposal transfers and appropriates \$7,000 for the Warren Township Assessor for contractual services accrued by reassessment. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 309, 1989, was adopted on the following roll call vote; viz:

*20 YEAS: Boyd, Brooks, Clark, Curry, Dowden, Dumil, Gilmer, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

*0 NAYS*

*9 NOT VOTING: Borst, Cottingham, Coughenour, Giffin, Golc, Howard, Mukes-Gaither, Rhodes, Williams*

Proposal No. 309, 1989, was retitled FISCAL ORDINANCE NO. 63, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 63, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Dollars (\$7,000) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (T) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Warren Township Assessor to defray for contractual professional services accrued by reassessment.

SECTION 2. The sum of Seven Thousand Dollars (\$7,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
3. Other Services & Charges	\$7,000
TOTAL INCREASE	\$7,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	\$7,000
TOTAL REDUCTION	\$7,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 310, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 310, 1989, on June 7, 1989. The proposal approves the Community Corrections Advisory Board's professional services



June 19, 1989

contract with Volunteers of America to provide a residential community corrections program. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 310, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

*0 NAYS*

*4 NOT VOTING: Giffin, Golc, Howard, Williams*

Proposal No. 310, 1989, was retitled GENERAL RESOLUTION NO. 7, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 7, 1989

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Agency ("Agency") to contract with Volunteers of America to obtain the professional services of Contractor to provide a residential community corrections program for eligible offenders.

WHEREAS, the Agency Advisory Board was established pursuant to IC 11-12-2-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, the Agency has adequate funds for renewal of the contract; and

WHEREAS, any agreement entered into by the Agency to provide a residential community corrections program for eligible offenders must be approved by the City-County Council; and

WHEREAS, the Agency desires to contract with Volunteers of America to obtain professional services to provide a residential community corrections program for eligible offenders; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contract contemplated by the Marion County Community Corrections Agency to obtain professional services to provide a residential community corrections program for eligible offenders.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 315, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 315, 1989, on June 14, 1989. The proposal is concerned with East Market Street repairs. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer stated that since the June 14th Committee meeting Indiana Power & Light Company has started restoring the bricks on Market Street; therefore, he would recommend striking this proposal. Proposal No. 315, 1989, was stricken by consent.

ANNOUNCEMENTS AND ADJOURNMENT

President SerVaas stated that the Committee on Committees will meet at 5:00 p.m. on Wednesday, July 5, 1989 to discuss Proposal No. 349, 1989.

There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:25 p.m.

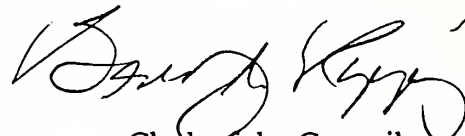
We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of

Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 19th day of June, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, JULY 10, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:14 p.m. on Monday, July 10, 1989, with Councillor SerVaas presiding.

Councillor Giffin lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*26 PRESENT: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*  
*3 ABSENT: Borst, Rhodes, Solenberg*

A quorum of twenty-six members being present, the President called the meeting to order.

(NOTE: Councillors Borst, Rhodes, and Solenberg arrived thereafter.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Ruhmkorff introduced friends of hers, Reno and Sharon Tobard. Sharon works for the City in the Personnel Department.

Councillor Curry mentioned that Phil Hinkle's father passed away. Phil Hinkle is the Wayne Township Assessor.

Councillor West mentioned that Councillor Ray Irvin's mother passed away. Councillor Irvin thanked everyone for the kindness extended to his family.

Councillor Irvin introduced a friend and air crew member, Barry Darrin, who is a first lieutenant in the U.S.A.F.A..

Councillor McGrath introduced Margorie Nackenhorst and her daughter, Debi, Bill McKinney, and Colleen Tiffany, who were present for Proposal No. 339, 1989.

### **OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, July 10, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

June 27, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, June 29, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 306, 333, 334, 335, 337, 338, 339, and 358, 1989, to be held on Monday, July 10, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

June 29, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:



*July 10, 1989*

FISCAL ORDINANCE NO. 62, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seventy-five Thousand Dollars (\$75,000) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 63, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Dollars (\$7,000) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that department.

GENERAL ORDINANCE NO. 46, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 47, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-283, Parking meter zones designated.

GENERAL ORDINANCE NO. 48, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets, Section 29-268, Stopping, standing, or parking prohibited at all times on certain designated streets; Section 29-271, Stopping, standing, and parking prohibited at designated locations on certain days and hours; and Section 29-283, Parking meter zones designated.

GENERAL ORDINANCE NO. 49, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 50, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

GENERAL ORDINANCE NO. 51, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

GENERAL ORDINANCE NO. 52, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

GENERAL ORDINANCE NO. 53, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zones.

SPECIAL ORDINANCE NO. 11, 1989, approving the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (Bowes Seal Fast Corporation Project)" in an aggregate principal amount not to exceed \$2,500,000 and approving and authorizing other actions in respect thereto.

GENERAL RESOLUTION NO. 7, 1989, authorizing the Marion County Community Corrections Agency ("Agency") to contract with Volunteers of America to obtain the professional services of Contractor to provide a residential community corrections program for eligible offenders.

SPECIAL RESOLUTION NO. 38, 1989, honoring the 81st Session of the Indiana Conference of the AME Zion Church.

SPECIAL RESOLUTION NO. 39, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 40, 1989, authorizing the leasing of twenty-five hundred square feet (2,500 sq.ft.) of office space from the Perry Township of Marion County, Indiana, for the Perry Township Assessor.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of June 19, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

**PROPOSAL NO. 377, 1989.** This proposal concerns the flag of the United States. Councillor Irvin read the resolution and presented a framed document to Jack Williams, who was representing the American Legion. Mr. Williams expressed his sincere appreciation for this resolution and the flag of the United States. Councillor Irvin moved, seconded by Councillor West, for adoption. Proposal No. 377, 1989, was adopted by unanimous voice vote. Councillor Boyd abstained from voting.

Proposal No. 377, 1989, was retitled **SPECIAL RESOLUTION NO. 41, 1989**, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 41, 1989**

A **SPECIAL RESOLUTION** concerning the flag of the United States.

WHEREAS, the United States Supreme Court in a recent five to four decision ruled that burning the American flag in protest is an acceptable First Amendment right of free speech; and

WHEREAS, Indianapolis, located in the grass roots and heartland of America, is the home of the 4.1 million member American Legion, is the site of the impressive Indiana War Memorial and the Soldier and Sailors Monument which remembers and honors those patriotic men and women who served their country to defend the freedom and liberties which the American flag represents; now therefore:

#### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

**SECTION 1.** The Indianapolis City-County Council, representing the people of Indianapolis, expresses its outrage at the United States Supreme Court ruling that contemptible flag-burners can now have impunity to desecrate the symbol of our great nation.

**SECTION 2.** The Council further grieves for those Americans who fought and who died to defend the country whose flag has just been demeaned.

**SECTION 3.** The Council strongly encourages the Supreme Court to reconsider its flag decision, and to once again allow the symbol of the United States of America to be treated respectfully.

**SECTION 4.** The Mayor is invited to join in this resolution by affixing his signature hereto.

**SECTION 5.** This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**PROPOSAL NO. 349, 1989.** This proposal establishes a Special Committee. President SerVaas passed the gavel to Councillor West. Councillor SerVaas expressed his

July 10, 1989

support for establishing a committee to hold hearings to gather information pertaining to the sale of Citizen's Gas. He stated that the committee would discuss the matter and report back to the Council.

Councillor Williams asked why there is not a budget for this, and what is the hurry in creating and operating this special committee. Councillor SerVaas indicated that this could go on for several months, and he believed that some sort of deadline should be made. He stated that the gas company will continue to operate, only the ownership of the company will change.

Councillor Ruhmkorff voiced her concern that the Council will not be able to approve the selection of the members who will be on the committee. Councillor Cottingham moved, seconded by Councillor Gilmer, to amend Proposal No. 349, 1989, and have the selection of members of the special committee subject to approval by the Council. Proposal No. 349, 1989, was amended by unanimous voice vote.

Councillor SerVaas moved, seconded by Councillor Howard, for adoption. Proposal No. 349, 1989, As Amended, was adopted by unanimous voice vote.

The gavel was returned to President SerVaas.

Proposal No. 349, 1989, As Amended, was retitled COUNCIL RESOLUTION NO. 41, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 41, 1989

A COUNCIL RESOLUTION establishing a Special Committee.

WHEREAS, on July 27, 1887 the City of Indianapolis passed General Ordinance No. 14, 1887 which gave the City the right to purchase a certain gas plant in our City which held the franchise under which Citizens Gas and Coke Utility now operates; and,

WHEREAS, in 1905 the Indianapolis City Council passed General Ordinance No. 72, 1905 exercising its right of purchase contained in General Ordinance No. 14, 1887; and,

WHEREAS, in 1935 the Indianapolis City Council passed General Ordinance No. 82, 1935 taking over and acquiring the plant and property of Citizens Gas and Coke Utility; and

WHEREAS, it is appropriate for the City-County Council to periodically review the fiscal circumstances of all the Departments, including the Department of Public Utilities doing business as Citizens Gas & Coke Utility; and,

WHEREAS, it is prudent for all bodies of public trust to consider from time to time whether the property and resources of said Departments are being utilized to provide maximum benefit to the City and all its citizens; and,

WHEREAS, it is the responsibility of the City-County Council to determine which municipal needs, including the possibility of tax reductions, are of the highest funding priority for the residents of Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis hereby establishes a Special Committee to study the Department of Public Utilities of the City of Indianapolis doing business as Citizens Gas & Coke Utility.

SECTION 2. The Special Committee shall consist of three (3) Councillors, of whom one (1) shall act as Chairperson, the City Controller, one (1) individual representing industry, two (2) individuals representing small business and two (2) individuals who shall represent the residents of the City. All appointments shall be made by the President, subject to approval by the Council.

SECTION 3. The Special Committee (Special Utility Commission on Resources) is hereby directed to review and make recommendations to the Council of the benefits and obligations accruing to the City and its citizens from the ownership and administration of the property and resources known as Citizens Gas Co., held for and administered

by Citizens Gas & Coke Utility for the Indianapolis Department of Public Utilities, including whether or not said benefits to the City and its citizens might be increased by the sale of part or all such property and resources.

SECTION 4. The Council further requests that City make available to the Special Committee (SUCOR) all available resources necessary to assist the Committee in its due deliberations.

SECTION 5. The Special Committee (SUCOR) shall hold hearings, take minutes and report to the Council its findings no later than the last regularly scheduled Council Meeting in September, 1989.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

## **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 359, 1989. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for the Marion County Welfare Fund to defray expenses and pay obligations of the Marion County Department of Public Welfare"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 360, 1989. Introduced by Councillor Strader. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,404,000 from bond proceeds for the Marion County Welfare Department for program expenses related to wards in institutions"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 361, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE authorizing the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for Center Township for poor relief purposes"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 362, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 8 of the Code by revising the fees for certain activities"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 363, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$225,000 for the Department of Metropolitan Development, Public Housing Division, to utilize existing staff to prepare vacated units"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 364, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 365, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 13, 1988"; and the President referred it to the Municipal Corporations Committee.



PROPOSAL NO. 366, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION approving certain public purpose grants for support of the arts"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 367, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$6,000 for the Marion County Justice Agency to fund the personnel required to operate the Drug Monitored Release Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 368, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,760 for the Marion County Justice Agency for the continuation of the Drug Use Forecasting Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 369, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$11,688 for the Prosecuting Attorney to purchase reagents that will be used for urine testing of juveniles involved in the DAS Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 370, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$53,000 for the Prosecuting Attorney to continue funding the Adult Protective Services Grant (APS)"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 371, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$300,000 for the Prosecuting Attorney to offset loss of funds from a federal grant, support existing diversion programs, and purchase equipment for these programs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 372, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,200 for the Superior Court, Criminal Division, Probation Department, to participate in the Council of International Programs, which allows for the exchange of foreign professionals who are assigned to individual agencies from May through August"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 373, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$40,000 for the Presiding Judge of the Municipal Court to fund the new judge's salary created in the 1989 general session and other transitional costs for the new Presiding Judge"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 374, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$279,565 to provide county corrections funding for miscellaneous agencies for various jail programs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 375, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 23 1/2 of the Code to add an additional holiday for sheriff's deputies and to provide for additional death leave and sick leave"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 376, 1989. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a four-way stop at Ohio Street and Summit Street"; and the President referred it to the Transportation Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 378 - 384, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on June 22, 1989". The Council did not schedule Proposal Nos. 378 - 384, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 378 - 384, 1989, were retitled REZONING ORDINANCE NOS. 123 - 129, 1989, and are identified as follows:

REZONING ORDINANCE NO. 123, 1989. 89-Z-92 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12  
2760 NORTH FRANKLIN ROAD, INDIANAPOLIS.

MICHAEL H. LEE, by Joseph F. Quill, requests the rezoning of 0.48 acre, being in the I-2-S district, to the C-5 classification to permit the sales and repair of automobiles.

REZONING ORDINANCE NO. 124, 1989. 89-Z-95 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 15  
1402 NORTH ARLINGTON AVENUE, INDIANAPOLIS.

CADUCEUS LAND COMPANY, by Dixon B. Dann, requests the rezoning of 0.47 acre, being in the D-7 district, to the C-3 classification to provide for commercial uses.

REZONING ORDINANCE NO. 125, 1989. 89-Z-101 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17  
2220 LAFAYETTE ROAD, INDIANAPOLIS.

CLETUS AND REGINA CONCANNON, by Michael J. Kias, requests the rezoning of 1.63 acres, being in the D-5 and C-4 districts, to the C-5 classification to provide for the expansion of a lawn and garden parts and equipment servicing and sales facility.

REZONING ORDINANCE NO. 126, 1989. 89-Z-102 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
5521 SOUTH EMERSON AVENUE, INDIANAPOLIS.

ROBERT R. KOPECKY, by Michael J. Kias, requests the rezoning of 4.54 acres, being in the A-2 district, to the C-S classification to provide for a mixed-use commercial development including the following: pharmacy, business or professional offices, restaurant and personal and professional service establishments.

REZONING ORDINANCE NO. 127, 1989. 89-Z-103 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 8  
4624 LAFAYETTE ROAD, INDIANAPOLIS.

SHELL OIL COMPANY requests the rezoning of 0.82 acre, being in the A-2 district, to the C-4 classification to conform zoning to its use as a gasoline service station and to permit the construction of an automatic car wash.

REZONING ORDINANCE NO. 128, 1989. 89-Z-104 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
7201 WEST MORRIS STREET, INDIANAPOLIS.

TOWNE AIR FREIGHT, INC., by Mary E. Solada, requests the rezoning of 6.50 acres, being in the I-2-S district, to the I-3-S classification to provide for a truck terminal.

REZONING ORDINANCE NO. 129, 1989. 89-Z-107 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 21  
5202 WEST SOUTHERN AVENUE, INDIANAPOLIS.

MARRIOTT CORPORATION, by Mary E. Solada, requests the rezoning of 6.00 acres, being in the C-6, D-4, C-3 districts, to the C-6 classification to provide for the development of a hotel.

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## SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 306, 1989. This proposal is a rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street. Councillor West stated that the petitioner in Rezoning Docket 89-Z-93 (City-County Proposal No. 306, 1989) has consented to the extension of the final action date on such petition, pursuant to IC 36-7-4-608 (c)(3). Councillor West moved, seconded by Councillor Howard, that the City-County Council: (a) extend the final action date for Proposal No. 306, 1989, until August 1, 1989; and (b) postpone the public hearing on said proposal until the Council's regular meeting on such date. Proposal No. 306, 1989, was postponed until August 1, 1989, by consent.

PROPOSAL NO. 296, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 296, 1989, on June 28, 1989. The proposal appropriates \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Gilmer asked how many bailiffs does the court presently have. Councillor Dowden stated that he would check on that and report back to the Council.

The President called for public testimony at 7:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 296, 1989, was adopted on the following roll call vote; viz:

*29 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*0 NAYS*

Proposal No. 296, 1989, was retitled FISCAL ORDINANCE NO. 64, 1989, and reads as follows:

### CITY-COUNTY FISCAL ORDINANCE NO. 64, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-two Thousand Five Hundred Twenty-two Dollars (\$22,522) in the County General Fund for purposes of the Superior Court, General Term Reporter, IV-D Court, and reducing the unappropriated and unencumbered balance in the County General Fund.

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (xx) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court; and to add one bailiff to serve as a security person for crowd control, weapon checks and maintenance of courtroom order.

SECTION 2. The sum of Twenty-two Thousand Five Hundred Twenty-two Dollars (\$22,522) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

#### SUPERIOR COURT - GENERAL TERM REPORTER - IV-D COURT

1. Personal Services

COUNTY GENERAL FUND  
\$17,776



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2. Supplies	500
3. Other Services & Charges	<u>4,246</u>
TOTAL INCREASE	\$22,522

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$22,522</u>
TOTAL REDUCTION	\$22,522

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 333, 334, and 335, 1989. PROPOSAL NO. 333, 1989, appropriates \$30,999 for county agencies to participate in a work-study program funded by the State. PROPOSAL NO. 334, 1989, appropriates \$20,000 for the Perry Township Assessor to hire contractual people to complete reassessment. PROPOSAL NO. 335, 1989, appropriates \$6,974 for the Washington Township Assessor to purchase two IBM terminals and use temporary services to complete reassessment. Councillor Cottingham asked that Proposal Nos. 333, 334, and 335, 1989, be postponed until the Council's regular meeting on August 1, 1989, because they have not been heard in Committee. Proposal Nos. 333, 334, and 335, 1989, were postponed until August 1, 1989, by consent.

PROPOSAL NO. 337, 1989. Councillor Dowden reported that Proposal No. 337, 1989, was tabled in the Public Safety and Criminal Justice Committee, and he asked that the proposal be postponed until the Council's regular meeting of August 1, 1989. The proposal appropriates \$225,000 for MECA to pay consultant firm(s) for the preparation of a detailed design and specification for the new integrated county-wide emergency communications system. Proposal No. 337, 1989, was postponed until August 1, 1989, by consent.

PROPOSAL NO. 338, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 338, 1989, on June 28, 1989. The proposal appropriates \$8,335 for county agencies to participate in a work-study program funded by the State. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:20 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 338, 1989, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams  
0 NAYS  
2 NOT VOTING: Brooks, Jones

Proposal No. 338, 1989, was retitled FISCAL ORDINANCE NO. 65, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 65, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Thousand Three Hundred Thirty-five Dollars (\$8,335) in the County General Fund for purposes of county agencies which are participating in a work-study program and reducing the unappropriated and unencumbered balance in the County General Fund.



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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (X), (CC), (LL), (MM) and (TT) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing personal services appropriations to the Prosecutor's Child Support IV-D Agency, Marion County Justice Agency, Superior Court - Criminal Division - Probation Department, Superior Court Civil Division - Room 1, and Superior Court - Probation Division for participation in a work-study program that is supported and funded by the State of Indiana.

SECTION 2. The sum of Eight Thousand Three Hundred Thirty-five Dollars (\$8,335) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTOR'S CHILD SUPPORT IV-D AGENCY</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$3,835
TOTAL INCREASE	\$3,835
<u>MARION COUNTY JUSTICE AGENCY</u>	
1. Personal Services	\$2,026
TOTAL INCREASE	\$2,026
<u>SUPERIOR COURT - CRIMINAL DIVISION</u>	
<u>PROBATION DEPARTMENT</u>	
1. Personal Services	\$1,013
TOTAL INCREASE	\$1,013
<u>SUPERIOR COURT - CIVIL DIVISION - ROOM 1</u>	
1. Personal Services	\$ 336
TOTAL INCREASE	\$ 336
<u>SUPERIOR COURT - PROBATE DIVISION</u>	
1. Personal Services	\$1,125
TOTAL INCREASE	\$1,125

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$8,335
TOTAL REDUCTION	\$8,335

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 339, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 339, 1989, on June 28, 1989. The proposal appropriates \$700,000 for the Department of Public Safety to build a new fire station #29. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor McGrath, the sponsor of the proposal, expressed his full support for this proposal and indicated that the new fire station is needed desperately.

The President called for public testimony at 8:22 p.m.

Margorie Nackenhorst voiced her support for this new fire station. She indicated that she and Councillor McGrath went to look at the present station, and in their opinion the floor is not strong enough to hold all the trucks and could collapse at any time.

Carl Moldthan, Indianapolis Taxpayers Association, stated that there is no "history" on the southside, and because this fire station is a historical building, it should be simple

restored and the floor fixed. He indicated there are other fire stations that need repair work done that are in worst condition than this particular station. The Council should prioritize the stations in need and go from there.

Councillors Irvin and Strader corrected Mr. Moldthan's statement that there is "history" on the southside.

There being no further testimony, Councillor Dowden moved, seconded by Councillor McGrath, for adoption. Proposal No. 339, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Brooks, Clark, Giffin*

Proposal No. 339, 1989, was retitled FISCAL ORDINANCE NO. 66, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 66, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seven Hundred Thousand Dollars (\$700,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Office of the Director, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund as originally allocated to Public Safety from the sale of IPD vehicles.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be, and is hereby amended by the increases and reductions hereinafter stated, for purposes of the Department of Public Safety, Office of the Director, to build a new fire station #29 replacing a facility in need of major repairs and outdated for modern use.

SECTION 2. The sum of Seven Hundred Thousand Dollars (\$700,000) be, and the same is hereby appropriated, for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY  
OFFICE OF THE DIRECTOR

4. Capital Outlay  
TOTAL INCREASE

CITY CUMULATIVE CAPITAL  
DEVELOPMENT FUND

\$700,000  
\$700,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
City Cumulative Capital Development Fund  
TOTAL REDUCTION

CITY CUMULATIVE CAPITAL  
DEVELOPMENT FUND

\$700,000  
\$700,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 358, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 358, 1989, on June 26, 1989. The proposal appropriates \$1,333,548 for the Department of Administration, Occupational & Community Services Division, to spend Job Training Partnership Act (JTPA) federal funds to provide

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full range of employment and training services. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:25 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Moriarty, for adoption. Proposal No. 358, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Gilmer, Golc, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West, Williams*

*2 NAYS: Dumil, Schneider*

*6 NOT VOTING: Brooks, Dowden, Giffin, Hawkins, McGrath, Shaw*

Proposal No. 358, 1989, was retitled FISCAL ORDINANCE NO. 67, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 67, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Three Hundred Thirty-three Thousand Five Hundred Forty-eight Dollars (\$1,333,548) in the Manpower Federal Programs Fund for purposes of the Department of Administration, Occupational & Community Services Division, and reducing the unappropriated and unencumbered balance in the Manpower Federal Programs Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Administration, Occupational & Community Services Division, to spend Job Training Partnership Act (JTPA) federal funds to provide full range of employment and training services for economically disadvantaged/dislocated Marion County citizens.

SECTION 2. The sum of One Million Three Hundred Thirty-three Thousand Five Hundred Forty-eight Dollars (\$1,333,548) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF ADMINISTRATION</u> <u>OCCUPATIONAL &amp; COMMUNITY SERVICES DIVISION</u>	<u>MANPOWER FEDERAL PROGRAMS FUND</u>
3. Other Services & Charges	<u>\$1,333,548</u>
TOTAL INCREASE	\$1,333,548

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>MANPOWER FEDERAL PROGRAMS FUND</u>
Unappropriated and Unencumbered	
Manpower Federal Programs Fund	<u>\$1,333,548</u>
TOTAL REDUCTION	\$1,333,548

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 267, 1989. This proposal appropriates \$181,849 to the Clerk of the Circuit Court to provide personnel, postage, forms and printing to comply with duties currently being performed by Municipal Court staff. Proposal No. 267, 1989, was tabled in Council on June 19, 1989, by consent, and Councillor Dowden requested that no action be taken on Proposal No. 267, 1989.

## SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 332, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 332, 1989, on June 26, 1989. The proposal authorizes the County Prosecutor to lease office space for the operation of the Child Support Division. By a 6-0 vote, the Committee recommended striking Proposal No. 332, 1989. Councillor Rhodes moved, seconded by Councillor Shaw, to strike Proposal No. 332, 1989. Proposal No. 332, 1989, was stricken by consent.

PROPOSAL NO. 320, 1988. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 320, 1988, on July 5, 1989. The proposal amends the Code by authorizing intersection control changes at Millersville Road and East 46th Street. By a 3-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 320, 1988, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West, Williams*

1 NAY: *Curry*

5 NOT VOTING: *Brooks, Dowden, Giffin, Solenberg, Strader*

Proposal No. 320, 1988, was retitled GENERAL ORDINANCE NO. 54, 1989, and reads as follows:

### CITY-COUNTY GENERAL ORDINANCE NO. 54, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deleting the language crosshatched and adding the language underscored below:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
<del>19, Pg. 11</del>	<del>Millersville Rd. &amp; E. 46th St.</del>	<del>E. 46th St.</del>	<del>Stop</del>
<u>19, Pg. 11</u>	<u>Millersville Rd. &amp; E. 46th St.</u>	<u>None</u>	<u>Signal</u>

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 343, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 343, 1989, on July 5, 1989. The proposal amends the Code by authorizing a 4-way stop at the intersection of Five Points and Stop 11 Roads. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Clark, the sponsor of the proposal, expressed that this is a very dangerous intersection. A mother was killed at the intersection this year, and the family asked that the stop sign be put in to eliminate any more tragedies.



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Councillor Gilmer moved, seconded by Councillor Clark, for adoption. Proposal No. 343, 1989, was adopted on the following roll call vote; viz:

27 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

2 NOT VOTING: *Brooks, Giffin*

Proposal No. 343, 1989, was retitled GENERAL ORDINANCE NO. 55, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 55, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
48, Pg. 1	Five Points Rd. & Stop 11 Rd.	Stop 11 Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
48, Pg. 1	Five Points Rd. & Stop 11 Rd.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 340, 341, 342, 344, 345, and 346, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 340, 341, 342, 344, 345, and 346, 1989, on July 5, 1989. PROPOSAL NO. 340, 1989, amends the Code by authorizing the installation of intersection controls for streets in Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions. PROPOSAL NO. 341, 1989, amends the Code by authorizing the installation of intersection controls for streets in Big Run, Section 1, Village Manor and Brunson Acres, Sections 3, 4, 5 and 6, Subdivisions. PROPOSAL NO. 342, 1989, amends the Code by authorizing a 4-way stop at the intersection of County Line Road and Prospect Street. PROPOSAL NO. 344, 1989, amends the Code by authorizing a 4-way stop at the intersection of Senour and Thompson Roads. PROPOSAL NO. 345, 1989, amends the Code by authorizing the speed limit on a segment of 33rd St. from Franklin Road to Post Road to be posted as 35 MPH. PROPOSAL NO. 346, 1989, amends the Code by authorizing the speed limit to be reduced on specified streets in the Beam Reach Subdivision. By 4-0 votes, the Committee reported Proposal Nos. 340, 341, 344, 345, and 346, 1989, and by a 5-0 vote, the Committee reported Proposal No. 342, 1989, to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal Nos. 340, 341, 342, 344, 345, and 346, 1989, were adopted on the following roll call vote; viz:

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26 YEAS: Borst, Boyd, Clark, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

3 NOT VOTING: Brooks, Cottingham, Giffin

Proposal No. 340, 1989, was retitled GENERAL ORDINANCE NO. 56, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 56, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
15, Pg. 1	Bayhead Dr. & 34th St.	34th St.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Aintree Ct., Aintree Dr. & Steeplechase Dr.	Steeplechase Dr.	Stop
6, Pg. 1	Aintree Dr. & Aintree S. Dr.	Aintree Dr.	Stop
6, Pg. 5	Huntsmen Ct. & Steeplechase Dr.	Steeplechase Dr.	Yield
6, Pg. 1	Limerick Ct., Sunloch Ct. & Steeplechase Dr.	Steeplechase Dr.	Stop
6, Pg. 5	Prince Regent Ct. & Steeplechase Dr.	Steeplechase Dr.	Stop
6, Pg. 6	Steeplechase Dr. & 91st St.	91st St.	Stop
15, Pg. 1	Bayhead Dr., Fox Orchard Cir. & 34th St.	34th St.	Stop
15, Pg. 2	Fox Orchard Cir. & Fox Orchard Ct.	Fox Orchard Cir.	Stop
35, Pg. 1	Autumn Ridge Ct. & Autumn Ridge Le.	Autumn Ridge Le.	Stop
35, Pg. 1	Autumn Ridge Le. & Muessing Rd.	Muessing Rd.	Stop
35, Pg. 1	Quiet Ct. & Quiet Dr.	Quiet Ct.	Stop

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35, Pg. 1	Quiet Dr. & Whispering Dr.	Quiet Dr.	Stop
35, Pg. 1	Whispering Dr. & Whispering Way	Whispering Dr.	Stop
46, Pg. 1	Banta Rd. & Forrest Commons Blvd.	Banta Rd.	Stop
46, Pg. 4	Forrest Commons Blvd. & King John Dr.	Forrest Commons Blvd.	Stop
46, Pg. 4	Forrest Commons Blvd. & Robin Hood Dr.	Forrest Commons Blvd.	Stop
46, Pg. 5	King John Ct. & King John Dr.	King John Dr.	Stop
46, Pg. 5	Robin Hood Ct. & Robin Hood Dr.	Robin Hood Dr.	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 341, 1989, was retitled GENERAL ORDINANCE NO. 57, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 57, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 1	Appleby Le. & Buckhaven Dr.	Appleby Le.	Stop
6, Pg. 1	Appleby Le. (EB) & Powderhorn Way	Powderhorn Way	Stop
6, Pg. 1	Appleby Le. (WB) & Powderhorn Way	Powderhorn Way	Stop
6, Pg. 1	Brunson Run & Ginnylock Dr.	Ginnylock Dr.	Stop
6, Pg. 1	Haddington Dr. W. & Powderhorn Way	Powderhorn Way	Stop
6, Pg. 1	Ginnylock Dr. & Powderhorn Way	Powderhorn Way	Stop
6, Pg. 3	Christiana Way & 86th St.	86th St.	Stop
41, Pg. 1	Arrowhead Trail & Sundance Trail	Sundance Trail	Stop
41, Pg. 2	Sundance Trail & Thompson Rd.	Thompson Rd.	Stop

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SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 342, 1989, was retitled GENERAL ORDINANCE NO. 58, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 58, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
35, Pg. 1	County Line Rd. & Prospect St.	County Line Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
35, Pg. 1	County Line Rd. & Prospect St.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 344, 1989, was retitled GENERAL ORDINANCE NO. 59, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 59, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
42, Pg. 1	Senour Rd. NB Thompson Rd.	Thompson Rd.	Stop
42, Pg. 1	Senour Rd. SB Thompson Rd.	Thompson Rd.	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
42, Pg. 1	Senour Rd. Thompson Rd.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



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Proposal No. 345, 1989, was retitled GENERAL ORDINANCE NO. 60, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 60, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Thirty-third Street, from  
Franklin Road to Post Road, 35 MPH

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 346, 1989, was retitled GENERAL ORDINANCE NO. 61, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 61, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limits, be, and the same is hereby amended by the addition of the following, to wit:

Stormhaven Way, from Fall Creek Road  
to Fathom Crest, 25 MPH

Fathom Crest, from Stormhaven Way  
to Swiftsail Lane, 25 MPH

Swiftsail Lane, from Fathom Crest  
to Fall Creek Road, 25 MPH

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**NEW BUSINESS**

Councillor West stated just for general information that the state has temporarily frozen the number of people allowed in the correction facilities.

**ANNOUNCEMENTS AND ADJOURNMENT**

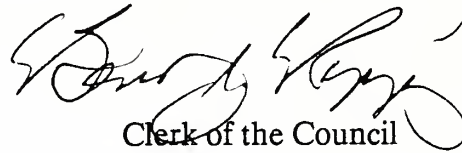
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:50 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 10th day of July, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, AUGUST 1, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:24 p.m. on Monday, August 1, 1989, with Councillor SerVaas presiding.

Councillor Curry lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*27 PRESENT: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*  
*2 ABSENT: Brooks, Williams*

A quorum of twenty-seven members being present, the President called the meeting to order.

(NOTE: Councillor Williams arrived thereafter.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Shaw welcomed all the people in the audience. He stated that the large attendance shows that the people of Indianapolis are concerned about the high infant mortality rate in Indianapolis, and they would like to see the health problem improved.

**OFFICIAL COMMUNICATIONS**

The Honorable William H. Hudnut, III, Mayor of the City of Indianapolis, made the following remarks with regard to the 1990 Budget:

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"Tonight we begin our deliberations together on the financial plan that will guide the City of Indianapolis and the County of Marion during 1990, and as I have done each year since election to the Office of Mayor, I come before you with a spending plan that represents months of meetings, and hours of discussions.

Our proposed 1990 budget reflects my pledge to live within the resources already available. We hear the message that our community has been sending. We must continue to provide a high level of service, while striving to hold down taxes. And I believe we can continue to fund City services without asking for additional taxes during the next year.

I am pleased to announce that there will be no property tax rate increase in 1990 for city services. If you approve this budget, the rate is \$5.17 in the 1989 budget; it will be \$5.17 in the 1990 budget. The property tax rate will remain level. And early next year, I intend to recommend that the county option income tax be held at its current level of seven tenths of one percent. That would mean no income tax rate increase for the 1991 budget.

Our spending plan will increase the number of police officers on Indianapolis streets who are battling the scourge of drug abuse. It calls for more doctors and nurses to be hired to help more healthy babies into life in our city. It includes extended city trash collection service for all our residents, save those in the excluded cities. It will do more for those who need affordable housing, setting a goal of repairing or building 1,000 homes in 1990. The budget will allow us to pave 100 miles of streets, and add more resources to the Drainage Division of Public Works. All of this will be done within the confines of the present property tax rate. Our 1990 budget will not raise the city property tax rate.

With statewide reassessment in the wings waiting to come on center stage, it is difficult to predict its impact on the property tax rate. As reassessment pushes property values higher, we anticipate that tax rates will fall proportionately. Earlier this year, you granted an additional 2% property tax relief with an increase in the homestead credit, that should have a beneficial impact, as well, on homeowners who take advantage of the deduction.

City and County services represent only a part of the total property tax bill, and the budget we are presenting this evening does not reflect what plans might be made by local schools, libraries, the bus company, or township government. Those decisions are made by independent agencies not under the Mayor's jurisdiction, and I hope they will exercise restraint and prudence in making them for 1990. I am pleased that the County Auditor is going to present a budget with a lower property tax rate for next year.

The budget gives us an opportunity to fund essential city services as well as display certain priorities.

The 1990 budget allows us to move forward on several important Department of Transportation construction projects, including the reconstruction of Vermont Street and Lynhurst Drive on the west side, which involves widening of Lynhurst South to Rockville Road. The Raymond Street road widening project between Meridian and Shelby is on the agenda, as is 86th Street, moving west from Meridian. One hundred miles of Indianapolis streets will be repaved with \$9 million dedicated to resurfacing, and the traffic signals synchronization project will continue, with \$1 million proposed to enhance traffic flow and reduce air pollution by moving traffic more efficiently throughout the county.

In Metropolitan Development, we have set a goal of rehabilitating or building 1,000 Indianapolis homes in 1990 helped in part by the Indianapolis Neighborhood Housing Partnership. Work will continue on the Circle Centre Project, as well as the Regional Center Plan Update. DMD's budget will also include \$2.9 million from a federal grant that will be used to upgrade and modernize our City's public housing communities and funding for three new transportation planners.

Our Parks Department hopes to open a new public golf course on the eastside late in the season next year, with work underway now near Whispering Pines. A major public/private initiative is also in the works to



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help our Parks Department plant more trees. This is a proactive way to approach the environmental concerns about ozone depletion and dirty air.

In Public Works, we will be adding three inspectors and a plan reviewer to our Drainage Division. Added inspection services will prevent small problems from becoming very big problems in the blossoming residential construction industry.

Also in Public Works, a major change is coming, which you have already approved, for our system of trash disposal.

With the exception of Lawrence, Beech Grove and Speedway, the City of Indianapolis will assume the responsibility of picking up everybody's trash in Marion County in January 1990.

This change will add to the budget's bottom line. Nearly \$20 million of our overall budget's increase reflects the fact that the City will now be collecting most people's trash and disposing of it at the environmentally-safe and economically-sound resource recovery plant. We will be contracting directly with private haulers, who will continue to pick up much of the City trash, but will be paid directly by the City of Indianapolis.

The cost of trash disposal in local landfills has jumped 460% in the last ten years. Without expanding the trash collection district, we would not have been able to keep up with the rising costs. It is our hope that under the new plan, all property taxpayers will pay a uniform service fee and an assessment based on property value so that the net effect will be an even distribution of disposal costs across the county.

Drugs and crime are very much on people's minds these days. They rank at the top of most polls and surveys even though, according to the latest crime rate statistics from the FBI, Indianapolis ranks 43rd out of 47 cities surveyed. Our crime rate has been increasing this year, and its correlation with escalating drug abuse is a well known fact. About two-thirds of those people who are arrested in this City, as in most other major metropolitan areas, test positive for drugs. Last year, our Police Department recorded an 1100% increase in the amount of cocaine seized, as compared to 1987 statistics.

So in this new budget, we want to beef up the war on drugs. In 1990, IPD plans to place 23 more police officers into enforcement. This will be accomplished by hiring 23 civilians, who will take over the administrative duties now performed by those 23 officers. More IPD officers are on the streets right now than at any time during the last 14 years. Fully 80% of the sworn force is now involved in street enforcement. That percentage will go up in 1990.

The Narcotics Branch has an immediate need for more detectives, and some of the 23 just mentioned, will be assigned to help with the Police Department's new street level drug enforcement program. Chief Annee and his staff will computerize drug leads, while better training patrolman on drug-related activities. Essentially, our Narcotics Branch is growing to include the entire Indianapolis police force that will battle the daily use and sale of drugs in our community.

We hope that we can expand the Field Training Officer Program beyond quadrant I to all four quadrants, and the IPD budget includes money to increase the compensation going to the veterans who are sharing their experience with new probationary officers in the FTO Program.

The doors at quadrant I headquarters at 42nd and College Avenue opened just two weeks ago, and in the coming year, we'll cut the ribbon on another neighborhood police station--the quadrant II headquarters that is now under construction in Washington Park.

The City and County are working out an agreement to purchase the automated fingerprint identification system (AFIS) that will dramatically impact our ability to identify crime suspects. Some ten million fingerprints are now on file in the Police Department, but unless detectives have a suspect in mind, those files go unused.

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The technologically advanced system enables a single print to be computer matched to the files and a list of possible suspects developed. This joint project between the City and the County should enhance our crime fighting abilities, and I am very pleased at the cooperation that will make it possible for us to bring the AFIS system on line in the forthcoming year.

The Indianapolis Fire Department, which has the best response time in the nation according to the insurance industry, is preparing to welcome fire chiefs from around the country to Indianapolis for a national meeting this month. In 1990, we will finish working to replace Fire House #29 near Garfield Park. The budget for next year also includes \$100,000 for maintenance improvements that are sorely needed at some of our city firehouses.

You are aware of the extra income tax distribution that the state of Indiana recently sent to Indianapolis and Marion County. The City portion of that is committed to public safety and holding the line on property taxes. Some of these monies are being put into savings to help fund the police and fire contracts farther out beyond 1990, which strikes me as an important, prudent step to take. We know what our expenses will be, and we are saving extra revenue--now--to fund those obligations.

Another important initiative prioritized in our proposed budget is the effort to bring more healthy babies into the world here in Indianapolis, by increasing support to the health care system. The health of America's children is quickly becoming a national priority, and certainly here, where much publicized statistics show that Indianapolis has a serious infant mortality problem, an effort to increase the number of healthy babies born will make ours a healthier City.

From the classrooms to corporate boardrooms, we have a stake in the future of our children. Low birthweight babies are being born all in every corner of our City. One in twelve infants born in Indianapolis weighs less than five and a half pounds.

In the budgets being presented to you this evening, the City is proposing to allocate \$1 million and the county \$500,000, for this initiative. The City monies would come from interest income and cigarette and alcohol taxes.

We are proposing that these funds be held in the Mayor's Office Budget until a public/private partnership organization that is now being put together develops an action plan for their use. We know that more doctors, nurses, and technicians are needed right now in the City's health clinics, and the \$1.5 million from the City and County can fund at least three clinical teams, consisting of six nurses, three nurse practitioners, three physicians, three clinic technicians and appropriate lab services for additional doctor visits.

Already, significant resources are being devoted to the provision of prenatal care to expectant mothers in our community. In addition to the budgets of the health and hospital corporation and its Public Health Department, the City has provided \$500,000, this year, in federal grants toward the construction of a new health clinic in the meadows. Another new clinic is planned for the near-southeast side, in Barrington. And the City helps partially to fund the neighborhood health centers with federal assistance that is passed through to the clinics. We have already dedicated considerable resources to the problem, but an additional need exists.

We know that prenatal care is cost effective, which is one reason why we think this investment we are proposing makes sense. Every dollar spent on prenatal care saves at least \$3.38 in high tech care, according to the Institute of Medicine. One study found that the cost of treating five high risk babies would pay for providing prenatal care to 149 women.

Recently, I toured the nurseries and clinics of Wishard and Riley Hospitals to gain a better understanding of this complex problem. Councillors West and Howard, and Deputy Mayor Parker-Sawyers also got a first-hand look at the excellent, professional care being offered them. We have prepared a scrapbook

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from that visit, and I hope that you'll learn from what the doctors have told us. Healthier babies are within reach, if we all pull together.

The costs of not taking action are staggering. For example, in Wishard Hospital, even as I speak, a baby named Erica is being kept alive in the special care nursery. She was born premature, weighing only 1 1/2 lbs, at birth. She's up to 5 lbs, now, but her hospital bill has already totaled \$106,000. The taxpayers of Marion County have to pick up the cost of caring for infants whose parents do not have adequate health insurance. You'll find a photograph of little Erica being held by myself and Councillor Howard in the scrapbook.

Healthy babies mean a healthy City. It's time for the City of Indianapolis to step into the fray and get things in order. Can we afford the expense of additional prenatal care? Can we afford not to take action?

Over the years, Indianapolis has been known as a City that manages its fiscal affairs with considerable prudence. We have received many "aaa" bond ratings from Moody's and Standard & Poor's, and in June of this year, Business Month Magazine named Indianapolis as one of the nation's ten best managed cities. The budget we are presenting to you this evening is prudent.

The total spending that we are proposing for 1990 of roughly \$447,523,037 is higher than 1989. The reasons for this are the expanded trash disposal plan and attendant funding mechanisms that you authorized earlier this year, as well as normal growth in our tax base, roll over dollars, unanticipated COIT revenue, enhanced 9-1-1 revenues, double budgeted items (like the City garage), and federal grants (like the one going to modernize public housing). Our plan reflects a growing Indianapolis economy, which continues to attract new investments and jobs.

Even though total spending will be up, our 1990 proposed budget reflects the same tax rate as last year, with the improved services--more police officers to fight drugs, a stronger commitment for healthier babies, and citywide trash collection are major priorities included in our spending plan. We believe this plan takes into consideration the great needs of our community balanced with a watchful eye on taxes.

In the weeks ahead, I know you will look over our proposals carefully, judging for your constituents the value of good government in Indianapolis. We pledge to work with you in the hearing process with the hope that the eventual budget that you adopt for 1990 is one of which we can all be proud."

Mr. Curt Coonrod, Marion County Auditor, made the following remarks with regard to the 1990 Budget:

Ladies and Gentlemen of the Council:

I hope you will be pleased with the budget that I am presenting to you tonight for County government. It is a conservative budget, yet all of the essential services of County government are funded, along with a few much-needed new programs.

I propose in this budget that the County's property tax rate be reduced from \$1.26 to \$1.20. This reduction is in keeping with a commitment I made to you in January. At that time, I did not advise that the County Option Income Tax (COIT) be increased, but I promised that if it were increased, I would budget all of the new revenue toward property tax reduction. That is what I have done. As a result, if you adopt this proposed budget, 1990 will be the first time in over 10 years that County government has funded its budget without a net increase in property and income taxes.

This conservative budget is possible for two reasons. First, we in County government have been very careful in watching our expenses and avoiding any new costs that would result in a tax increase. Also, we find that the Marion County economy is growing. That growth benefits County government directly by

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increasing our property tax base about 4% per year and our income tax base about 6% per year. Also, we have taken a systematic approach to looking at all our revenue collection efforts and our non-tax revenue sources. We are carefully reviewing and enhancing these so that tax rate increases will not be necessary.

Within our budget we are funding expenditures that we think are necessary and desired by the community. We propose to add 10 new dispatchers to answer 911 calls for the Sheriff. We are proposing average salary increases for county employees of 4.5%, which is exactly in line with national salary trends. We are funding the lease on the new Juvenile Detention Center, which will open in 1990. In addition, we are financing a number of other projects and programs that are in the detail of the budget documents you have been given. I would direct your attention to Page A-8, which gives a complete summary of the budget.

One item that particularly needs to be mentioned is the number of jail cells needed to house prisoners securely. Prosecutor Goldsmith is preparing a proposal that I believe will increase our jail capacity at a relatively low cost to the taxpayer. It involves the acquisition of a minimum-security facility to free up cells in our existing maximum security facility. Since the details have not all been worked out, we are not asking for an appropriation in the 1990 budget, but we are asking that \$1,250,000 be set aside so that it could be voted on by you and appropriated when the details are available. The "set aside" of this money is included in the budget ordinance.

This proposed budget presents you with a great opportunity. You can pass a budget for County government that reduces property tax rates, directs the new income tax money toward tax relief rather than spending, and funds much-needed public safety projects, including the new Juvenile center and additional jail space.

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, August 1, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

July 18, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 20, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing



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on Proposal Nos. 367, 368, 370, 371, 372, 373, 374 and 109, 1989, to be held on Monday, August 1, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

July 18, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published In The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, July 20, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 359, 360 and 361, 1989, to be held on Monday, August 1, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

July 18, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 64, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-two Thousand Five Hundred Twenty-two Dollars (\$22,522) in the County General Fund for purposes of the Superior Court, General Term Reporter, IV-D Court, and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 65, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Thousand Three Hundred Thirty-five Dollars (\$8,335) in the County General Fund for purposes of county agencies which are participating in a work-study program and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 66, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Seven Hundred Thousand Dollars (\$700,000) in the City Cumulative Capital Development Fund for purposes of the Department of Public Safety, Office of the Director, and reducing the unappropriated and unencumbered balance in the City Cumulative Capital Development Fund as originally allocated to Public Safety from the sale of IPD vehicles.

FISCAL ORDINANCE NO. 67, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Three Hundred Thirty-three Thousand Five

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Hundred Forty-eight Dollars (\$1,333,548) in the Manpower Federal Programs Fund for purposes of the Department of Administration, Occupational & Community Services Division, and reducing the unapropriated and unencumbered balance in the Manpower Federal Programs Fund.

GENERAL ORDINANCE NO. 54, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 55, 1989, amending the "Code of Indianapolis and Marlon County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 56, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 57, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 58, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 59, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 60, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

GENERAL ORDINANCE NO. 61, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limits.

SPECIAL RESOLUTION NO. 41, 1989, concerning the flag of the United States.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of July 10, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 412, 1989. This proposal honors Homecroft's Respect for Law Camp. Councillor McGrath, accompanied by Councillors Borst, Coughenour, and Irvin, read the resolution and presented a framed document to representatives of Homecroft, and the youth who attended the Homecroft's Respect for Law Camp. They expressed their appreciation for the recognition. Councillor McGrath moved,

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seconded by Councillor Borst, for adoption. Proposal No. 412, 1989, was adopted by unanimous voice vote.

Proposal No. 412, 1989, was retitled SPECIAL RESOLUTION NO. 42, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 42, 1989

A SPECIAL RESOLUTION honoring Homecroft's Respect for Law Camp.

WHEREAS, the Homecroft Police Department and Town Council took the initiative to actively participate in the Indiana State Police and Indiana District Optimists' summer police-youth relations camp by sponsoring several sixth and seventh grade students for the July 28 to 30, 1989, "Respect for Law Camp" at Taylor University, in Upland, Indiana; and

WHEREAS, during the camp, the young men and women learned about personal safety, firearms, off-road vehicle safety, drug awareness, self-protection, police dogs, and cultivated a mutual understanding and respect between police officers and youth; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Homecroft Police Department and the Homecroft Town Council for taking the initiative to sponsor several young persons for the July 28 to 30, 1989, police "Respect for Law Camp" at Taylor University.

SECTION 2. The Council recognizes the youth who attended: BJ Fick, Matt Krebs, Tim Roberts, Jason McGary, Michael McMahon, Ann Bucko, Jeff Watson, Alison Watson, Danielle Lynn, and Dustin Scruggs.

SECTION 3. The Council additionally recognizes Homecroft Town Council President C. Daniel Woerner, Clerk-Treasurer Donald L. Pergal, Council members Stephen R. Bowles, James R. Coryell and Bryant McGary; also Homecroft Chief of Police Thomas H. Sims, Major Robert D. Barber and all members of the police department for helping make this camp a success.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 413, 1989. This proposal honors the Rhodius Park basketball team. Councillor Golc, accompanied by Councillor Irvin, read the resolution and presented a framed document to Donnie McCoy, Team Coach, and members of the team. Mr. McCoy expressed his appreciation for the recognition. Councillor Golc moved, seconded by Councillor Irvin, for adoption. Proposal No. 413, 1989, was adopted by unanimous voice vote.

Proposal No. 413, 1989, was retitled SPECIAL RESOLUTION NO. 43, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 43, 1989

A SPECIAL RESOLUTION honoring the Rhodius Park basketball team.

WHEREAS, on the July 4th, 1989, weekend, the Indianapolis Rhodius Park boys basketball team won fourth place in the national Amateur Athletic Union's tournament in Salt Lake City, Utah; and

WHEREAS, by hard work, spirit, and by working together as a team, the Rhodius Park age 12 and under team placed fourth of the 45 teams who had earned the right to participate in the national level of competition; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. The Indianapolis City-County Council congratulates the Rhodius Park team for placing fourth in the nation at the AAU national championship basketball tournament in Salt Lake City.

SECTION 2. For representing the City, and themselves, well, the Council commends the Rhodius team members: Steve Simpson, Jeff Hammel, Brad Stevens, Al Philips, Kris Lynch, William Harris, Shawn Stewart, Josh Combs, Kyle Huckleby, J. L. Arnold, and Scott Miller, Team Coach Donnie McCoy, and Assistant Coaches Steve Simpson, John Huckleby, and Paul Anderson.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 414, 1989. This proposal honors the Heart for the City Project. Councillor Irvin read the resolution and presented a framed document to the four major groups who participated in the clean-up (Shepherd Community Church of the Nazarene, the Indianapolis Area Youth Ministry, the Indianapolis Jaycees, the Indianapolis Clean City Community). A representative from each group expressed their appreciation for the recognition. Councillor Irvin moved, seconded by Councillor West, for adoption. Proposal No. 414, 1989, was adopted by unanimous voice vote.

Proposal No. 414, 1989, was retitled SPECIAL RESOLUTION NO. 44, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 44, 1989

A SPECIAL RESOLUTION honoring the Heart for the City Project.

WHEREAS, on June 24, 1989, over 2,200 teenagers and 300 adults, armed with 10,000 trash bags walked the streets and alleys in 90-degree heat gathering trash and litter over a five square mile area of Indianapolis' near south and east side neighborhoods; and

WHEREAS, these young men and women participating in the Heart for the City Project came to Indianapolis from around the world for the International Convention of the Church of the Nazarene, hosted by Shepherd Community; and while here, the Indianapolis Area Youth Ministry and the Indianapolis Jaycees coordinated sixteen different city, state and local organizations which supported and contributed to this monumental clean-up project; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks the youth and adults of the International Convention of the Church of the Nazarene who participated in the June 24, 1989, Heart for the City neighborhood clean-up project.

SECTION 2. The Council additionally congratulates Shepherd Community Church of the Nazarene, the Indianapolis Area Youth Ministry, the Indianapolis Jaycees, the Indianapolis Clean City Community and the sixteen other agencies and organizations which contributed to the success of the Heart for the City Project in the reemerging neighborhoods in the near south and east sides of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 441, 1989. This proposal honors the Dynamo '75 Ladies soccer team. Councillor Curry read the resolution and presented a framed document to coach Ken Graham and the members of the Dynamo '75 Ladies soccer team. They expressed their appreciation for the recognition. Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 441, 1989, was adopted by unanimous voice vote.

Proposal No. 441, 1989, was retitled SPECIAL RESOLUTION 45, 1989, and reads as follows:



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CITY-COUNTY SPECIAL RESOLUTION NO. 45, 1989

A SPECIAL RESOLUTION honoring the Dynamo '75 Ladies soccer team.

WHEREAS, the Dynamo '75 Ladies soccer team is comprised of fifteen extremely talented young ladies from the Glendale, Lawrence, Nora, Speedway, and Warren areas of Indianapolis, and from Danville; and

WHEREAS, during the season, the team compiled an impressive perfect record of seven wins and no losses; and

WHEREAS, the Dynamo '75 Ladies soccer team on the weekend of June 9-10, 1989, won the Indiana State Championship, earning the right to represent Indianapolis and Indiana in the Mid-West Regionals of the United States Youth Soccer Association tournament at Omaha, Nebraska; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Dynamo '75 Ladies soccer team for winning the state United States Youth soccer Association Championship.

SECTION 2. The Council recognizes Dynamo '75 Ladies soccer team members: Connie Ananias, Erin Burke, Jennifer Carter, Annie Collins, Jennifer Collins, Katie Crouch, Shelby Graham, Carrie Helton, Jenna Johnson, Bridget Lynch, Kelly McCrossen, Shannon McCrossen, Jennifer Morton, Melissa Rackley, Leslie Walker, and also coach Ken Graham of Lawrence, and Manager Jan Carter of Nora.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-14.

PROPOSAL NO. 442, 1989. This proposal honors Phi Kappa Psi fraternity. Councillor Rhodes read the resolution and indicated that he will be presenting a framed copy of this resolution at the Fraternity's 1989 Woodrow Wilson Leadership School, which will be held in Indianapolis, August 3-6, 1989. Councillor Rhodes moved, seconded by Councillor West for adoption. Proposal No. 442, 1989, was adopted by unanimous voice vote.

Proposal No. 442, 1989, was retitled SPECIAL RESOLUTION 46, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 46, 1989

A SPECIAL RESOLUTION honoring Phi Kappa Psi Fraternity.

WHEREAS, Phi Kappa Psi Fraternity is conducting the 1989 Woodrow Wilson Leadership School in Indianapolis on August 3-6, 1989; and

WHEREAS, undergraduate and alumni leaders from chapters, colonies, and alumni associations from across the Nation are gathering in Indianapolis for the event; and

WHEREAS, Phi Kappa Psi is celebrating the 75th anniversary of the founding of the Endowment Fund, the Fraternity's educational foundation; and

WHEREAS, Phi Kappa Psi alumni members serve in important positions in our state and city government, as well as in our local business community; and

WHEREAS, the Phi Kappa Psi fraternity has maintained its headquarters operation in Indianapolis since 1978 in Lockerbie Square; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Phi Kappa Psi Fraternity educational Endowment Fund for providing scholarships for 75 years to outstanding undergraduate members of their fraternity.

SECTION 2. The Indianapolis City-County Council declares Friday and Saturday, August 4-5, 1989, "Phi Kappa Psi Days" in the City of Indianapolis.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President SerVaas indicated that there were many people present at the Council meeting to show their support for allocated money in the budget to help reduce the high infant mortality rate in Marion County. Dr. William W. Hannah of Faith United Christian Church, Pastor William A. Dennis of New Salem Baptist, Rev. Arthur Johnson of Friendship Baptist, and Andrew J. Brown of St. John Baptist all spoke and gave their full support for money to be included in the budget to help Marion County reduce the high rate of infant mortality.

### **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 391, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE repealing licensing requirements for persons engaged in charitable solicitations (Article IV of Chapter 17 of the Code)"; and the President referred it to the Administration Committee.

PROPOSAL NO. 392, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION appointing members of an Urban Enterprise Association"; and the President referred it to the Metropolitan Development Committee.

Councillor West asked that the names of the members (shown in Proposal No. 392, 1989) be kept open until the committee meeting, because not all the members have been contacted personally and one of the members listed does not live in Marion County.

PROPOSAL NO. 393, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,900 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to purchase a tent for medical purposes at the Velodrome"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 394, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,959 for the Presiding Judge of the Municipal Court, to staff the new court with one court reporter, one chief bailiff, three court bailiffs, and one public defender"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 395, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$23,285 for the Presiding Judge of the Municipal Court to add three Alcohol and Drug Services/probation Officers"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 396, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$29,872 for the County Sheriff for additional correction officers to allow reassignment of Merit Deputies for a new evening session of Domestic Violence Court"; and the President referred it to the Public Safety and Criminal Justice Committee.

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PROPOSAL NO. 397, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$17,798 for the Clerk of the Circuit Court to add two new clerks to the new Municipal Court authorized by the new legislation just passed"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 398, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$26,231 for the Prosecuting Attorney to pay salaries for one deputy prosecutor and two advocates for the new Domestic Violence Court recently established"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 399, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,940 for the Marion County Community Corrections Agency to fund the attendance of the Executive Director and the Jail Component Coordinator at the American Correctional Association Conference"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 400, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE to approve a professional service contract with Goodwill Industries for diagnostic testing in the jail component of the Marion County Community Corrections Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 401, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION to approve a professional service contract with Flynn Christian Fellowship Houses for substance abuse treatment in the jail component of the Marion County Community Corrections Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

President SerVaas asked the Public Safety and Criminal Justice Committee members to find out why this new court (mentioned in many of the new proposals going before the committee) has to be established now during budget; why could it not wait until after budget.

PROPOSAL NO. 402, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Chapter 13, Article III, of the Code, dealing with the Solid Waste Disposal User Fee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 403, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Section 27-102 of the Code, dealing with the establishment of rates and charges for the use of the sewer system"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 404, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on specified segments of Maryland Street and Capitol Avenue"; and the President referred it to the Transportation Committee.



PROPOSAL NO. 405, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a segment of 26th Street to become one-way and by authorizing parking restrictions on designated segments of Illinois Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 406, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 407, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing the reversal of the preferential street at the intersection of Tacoma Avenue and 28th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 408, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking restrictions on segments of Alabama Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 409, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection control changes at Forward Pass Rd, Friendship Dr, and Hill Gail Dr, and also Chateaugay Dr and Gallant Fox Dr"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 410, 1989. Introduced by Councillors Giffin and Curry. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a three-way stop at Beckford Drive and Richie Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 411, 1989. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a four-way stop at Tanager Lane and Teel Way"; and the President referred it to the Transportation Committee.

#### **MODIFICATION OF SPECIAL ORDERS**

PROPOSAL NO. 415, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is the annual budget for the Police Special Service District for 1990"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 416, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is the annual budget for the Fire Special Service District for 1990"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 417, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is the annual



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budget for the Solid Waste Collection Special Service District for 1990"; and the President referred it to the Public Works Committees.

PROPOSAL NO. 418, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE which is the annual budget for Indianapolis and Marion County, Indiana, for 1990"; and the President referred it to various Committee.

PROPOSAL NO. 419, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a SPECIAL ORDINANCE electing to fund MECA in 1990 with County Option Income Tax Revenues"; and the President referred it to the Rules and Policy Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 385, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 385, 1989, on July 26, 1989. The proposal authorizes the issuance of up to \$3,700,000 in City of Indianapolis First Lien Economic Development Revenue Bonds for Jamestown Friends Housing, Inc. (the "Home Place Project"). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 385, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*3 NOT VOTING: Brooks, McGrath, Mukes-Gaither*

Proposal No. 385, 1989, was retitled SPECIAL ORDINANCE NO. 12, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL ORDINANCE NO. 12, 1989**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its First Lien Economic Development Revenue Bonds, Series 1989 (The Home Place Project) in an aggregate principal amount not to exceed \$3,700,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Jamestown Friends Housing, Inc., and the Indianapolis Economic Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on July 26, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Jamestown Friends Housing, Inc. (the "Company") consisting of a 36-unit elderly rental housing complex located at 6646 Mooresville Road, Indianapolis, Indiana containing approximately 65,810 square feet and located on approximately 10 acres of land; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishings for use in the facilities (the "Project"); which will be initially owned by Jamestown Friends Housing, Inc. complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Trust Indenture dated as of August 1, 1989 between the City of Indianapolis, Indiana (the "City"); and \_\_\_\_\_, as Trustee, (the "Trustee") (the "Indenture"); the Loan Agreement Relating to the Home Place Project between the City and the Company, dated as of August 1, 1989 (the "Loan Agreement"); the Placement Agreement dated as of \_\_\_\_\_, 1989, among the City, the Company, and the Sturges Company, as Placement Agent (the "Placement Agent") (the "Placement Agreement"); the Mortgage and Security Agreement, dated as of August 1, 1989 between the Company and the City (the "Security Agreement"); the Preliminary Private Placement Memorandum, dated \_\_\_\_\_ (the "Memorandum"); the Tax Regulatory Agreement dated \_\_\_\_\_ among the City, the Company, and the Trustee (the "Regulatory Agreement"); the Promissory Note to be executed by the Company (the "Note"); the form of the First Lien Economic Development Revenue Bonds, Series 1989 (The Home Place Project) (the "Bonds"); (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company of the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$3,700,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by Jamestown Friends Housing, Inc. to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Placement Agent designated in the Placement Agreement at a minimum price of 99% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed ten percent (10%). The use of a Private Placement Memorandum in substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in Indiana Code 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 386, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 386, 1989, on July 26, 1989. The proposal

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extends the expiration date contained in an inducement resolution adopted on January 9, 1989 for Shephard Poorman Communications Corporation. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 386, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
0 NAYS  
4 NOT VOTING: *Borst, Brooks, McGrath, Mukes-Gaither*

Proposal No. 386, 1989, was retitled SPECIAL RESOLUTION NO. 51, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 51, 1989

A SPECIAL RESOLUTION amending City-County Special Resolution No. 39, 1988, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 39, 1988, as amended, (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Shepard Poorman Communications Corporation (the "Company") which Inducement Resolution set an expiration date of July 31, 1989 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of July 31, 1989 contained therein and replacing said date with the date of January 31, 1990.

SECTION 2. The Qualified Small Issue Bond provisions contained in Section 144 of the Internal Revenue Code 1986, as amended (the "Code"), as they relate to any manufacturing facility, expire December 31, 1989, and unless the provisions of Section 144 (a)(12) of the Code are amended to extend the applicability of Section 144 of the Code, economic development revenue bonds enjoying the benefits of Section 144 of the Code will not be able to be issued after December 31, 1989.

SECTION 3. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 387, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 387, 1989, on July 26, 1989. The proposal approves a Release and Assumption Agreement and Amendment To Certain Obligations relating to a City of Indianapolis Economic Development Revenue Bond issued December 12, 1980 in the principal amount of \$1,300,000, the terms of which having been modified pursuant to Special Ordinance No. 11, 1988 by action of the Council on July 25, 1988 and approved by the Mayor on July 27, 1988; and approving and



authorizing other actions in respect thereto. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 387, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Solenberg, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Brooks, McGrath, Mukes-Gaither, Shaw*

Proposal No. 387, 1989, was retitled SPECIAL ORDINANCE NO. 13, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 13, 1989

A SPECIAL ORDINANCE approving a Release and Assumption Agreement and Amendment to Certain Obligations relating to a previously-issued City of Indianapolis Economic Development Revenue Bond in the principal amount of \$1,300,000 for CFS Continental, Inc. dated December 12, 1980 and approving and authorizing other actions in respect thereto.

WHEREAS, Bank South, N.A. (the "Bondholder") is a party to that certain bond Purchase Agreement ("Purchase Agreement"), dated as of November 1, 1980, by and between the Bondholder, the City of Indianapolis, Indiana (the "City") and CFS Continental, Inc. ("CFS"), said Purchase Agreement having been executed in connection with that certain City of Indianapolis, Indiana Economic Development Revenue Bond (CFS Continental, Inc. Project) (the "Bond") in the principal amount of \$1,300,000 of which Bondholder is the sole holder; and

WHEREAS, the proceeds of the Bond were loaned by the City to CFS pursuant to a Loan Agreement ("Loan Agreement"), dated as of November 1, 1980, by and between the City and CFS; and

WHEREAS, the indebtedness of CFS to the City under the Loan Agreement is evidenced by a Note ("Note"), dated as of December 12, 1980, made by CFS in the principal sum of \$1,300,000 in favor of the City; and

WHEREAS, CFS subsequently merged into A.E. Staley Manufacturing Company (formerly known as Staley Continental, Inc.) ("Staley") and Staley acquired the assets and assumed the liabilities of CFS, including, but not limited to, the Loan Agreement and the Note; and

WHEREAS, Sysco/Continental Food Services of Indianapolis, Inc. ("Sysco/Indianapolis"), then a wholly-owned subsidiary of Staley, acquired certain of the assets of Staley, including the facilities financed with the proceeds of the Bond in accordance with the Loan Agreement, pursuant to a Bill of Sale and Assignment, dated July 30, 1988, by and between Sysco/Indianapolis and Staley; and

WHEREAS, Sysco/Indianapolis assumed certain financial and contractual obligations of Staley, including the Note and the Loan Agreement, pursuant to an Assumption Agreement, dated July 30, 1989, by and between Sysco/Indianapolis and Staley, and such assumption was approved by the City under City-County Special Ordinance No. 11, 1988 dated July 25, 1988; and

WHEREAS, on August 1, 1988, Sysco, or a wholly-owned subsidiary of Sysco the assets of which have now been liquidated to Sysco, purchased all of the issued and outstanding stock of Sysco/Indianapolis (the "Purchase"); and

WHEREAS, Staley obtained a Consent of the Bondholder, dated August 1, 1988, whereby the Bondholder consented to the consummation of the foregoing asset and stock transactions; and

WHEREAS, in connection with the Purchase, Sysco agreed to undertake to remove Staley as an obligor on certain financial and contractual obligations, including the Note, the Loan Agreement and all other agreements relating in any manner to the Purchase Agreement, the Note, the Loan Agreement or the Bond (all such obligations collectively hereinafter referred to as "Obligations"); and

WHEREAS, upon the terms and conditions set forth in a Release and Assumption Agreement and Amendment to Certain Obligations dated as of August 1, 1989 (the "Release"), each of the City and the Bondholder would agree to substitute Sysco/Indianapolis for Staley with regard to the Obligations and thereby release Staley as an obligor under said Obligations.



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WHEREAS, pursuant to the Obligations the City and the Bondholder must consent to actions proposed in the Release; and

WHEREAS, by execution of the Release the City will be consenting to the terms contained therein including the assignment and assumption of certain rights and duties under the Obligations; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final form of the Release by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the execution of the Release will be of benefit to the health and welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The form of the Release approved by the Indianapolis Economic Development Commission is hereby approved and shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City-Controller. Two (2) copies of the Release are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The Mayor and City Clerk are authorized and directed to execute the Release approved herein and any other document which may be necessary or desirable to consummate the transaction only after the Bondholder has executed the Release, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The Mayor and City Clerk may by their execution of the Release approve changes therein and also in any documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in I.C. 36-7-12-27 (a)(1) through (a)(10).

SECTION 4. The provisions of this ordinance and the Release shall constitute a contract binding between the City of Indianapolis and the parties to the Release and after the execution of the Release, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such party so long as said Release shall remain in effect.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 388, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 388, 1989, on July 26, 1989. The proposal authorizes certain proceedings under Revenue Bond authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Altec Industries, Inc.). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 388, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Brooks, Gilmer, McGrath, Mukes-Gaither*

Proposal No. 388, 1989, was retitled SPECIAL RESOLUTION NO. 47, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 47, 1988

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Altec Industries, Inc., (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as a facility for the manufacturing, rebuilding, remounting and repair of mobile utility equipment located adjacent to a current facility of the Applicant at 5201 West 84th Street, Indianapolis, Indiana, containing approximately 31,000 square feet and located upon approximately 9 acres of land; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishing for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 15 at the end of one year and 15 at the end of three years) to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$2,000,000 under the Act to be privately placed or publicly offered for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires January 31, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project and (4) the Qualified Small Issue Bond provisions contained in Section 144 of the Internal Revenue Code 1986, as amended (the "Code"), as they relate to any manufacturing facility, expire December 31, 1989, and unless the provisions of Section 144 (a)(12) of the Code are amended to extend the applicability of Section 144 of the Code, economic development revenue bonds enjoying the benefits of Section 144 of the Code will not be able to be issued after December 31, 1989; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, acquisition, construction, installation and equipping of the

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Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 389, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 389, 1989, on July 26, 1989. The proposal authorizes certain proceedings under Revenue Bond Authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Diversified Systems, Inc.). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 389, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Cottingham, Coughenour, Curry, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

7 NOT VOTING: *Brooks, Clark, Dowden, Dumil, Gilmer, McGrath, Mukes-Gaither*

Proposal No. 389, 1989, was retitled SPECIAL RESOLUTION NO. 48, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 48, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Diversified Systems, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as an electronics and electromechanics manufacturing facility to be located near 62nd Street and Guion Road, Indianapolis, Indiana; the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, fixtures and furnishing for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 21 at the end of one year and 66 at the end of three years with estimated payrolls of \$400,000 and \$1,200,000 respectively) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the



creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$3,000,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires January 31, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project and (4) the Qualified Small Issue Bond provisions contained in Section 144 of the Internal Revenue Code 1986, as amended (the "Code"), as they relate to any manufacturing facility, expire December 31, 1989, and unless the provisions of Section 144 (a)(12) of the Code are amended to extend the applicability of Section 144 of the Code, economic development revenue bonds enjoying the benefits of Section 144 of the Code will not be able to be issued after December 31, 1989; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 390, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 390, 1989, on July 26, 1989. The proposal authorizes certain proceedings under Revenue Bond Authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Indianapolis Neighborhood Housing Partnership). By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 390, 1989, was adopted on the following roll call vote; viz:

*20 YEAS: Boyd, Cottingham, Coughenour, Curry, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*1 NAY: Dumil*

*8 NOT VOTING: Borst, Brooks, Clark, Dowden, Gilmer, McGrath, Mukes-Gaither, Rhodes*

Councillor Borst abstained from voting due to a possible conflict of interest.



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Proposal No. 390, 1989, was retitled SPECIAL RESOLUTION NO. 49, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 49, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Indianapolis Neighborhood Housing Partnership, a 501 (c)(3) not-for-profit corporation, (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as seventy-seven (77) single family detached homes (individually, the "Home" and collectively, the "Homes") to be constructed in Oxford Terrace, a designated Urban Renewal Area in Indianapolis, Indiana, said homes to be leased to low and moderate income households each of whom home will have an option to purchase the Home which each leases at the end of twenty-four (24) months. Twenty-two (22) of the Homes will each contain approximately 1,100 square feet, and fifty-five (55) of the Homes will each contain approximately 1,250 square feet for an aggregate square footage of approximately 92,950. The Homes will be located on approximately twenty-one (21) acres of land bounded approximately by 30th Street on the north, Keystone Avenue on the west, 27th Street on the south, and Rural Avenue on the east. The project shall also encompass the acquisition, construction, installation and equipping of various site improvements at the facilities; and the acquisition of machinery, equipment, and furnishing for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 30 at the end of one year, including construction jobs required to build the Homes, and 2 at the end of three years, with an estimated additional payroll of \$2,500,000 and \$40,000 respectively) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$5,200,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires January 31, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of

the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, underwriting expenses, attorney and bond counsel fees, acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 420 - 427, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 6, 1989". Proposal No. 421, 1989, was scheduled for a public hearing by the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that Proposal No. 421, 1989, (Rezoning Case 89-Z-90) be scheduled for a hearing before this Council at its next regular meeting on August 28, 1989, at 7:00 p.m. and that the Clerk read the announcement of such hearing and enter same in the minutes of this meeting.

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Councillor Borst

Robert G. Elrod, General Counsel for the City-County Council, read the following announcement:

CITY-COUNTY COUNCIL ANNOUNCEMENT

Mr. President:

This Council will hold a public hearing on Rezoning Petition 89-Z-90 Council Proposal No. 421, 1989, at its next regular meeting on August 28, 1989, such meeting to convene at 7:00 p.m. in these Council Chambers in the City-County Building in Indianapolis. This petition proposes to rezone 18.24 acres at 1020 West Hanna Avenue, from D-3 district to I-3-U classification to provide for a cement storage and distribution facility.

Written objections that are filed with the Clerk of the Council shall be heard at such time, or the hearing may be continued from time to time as found necessary by the Council.

The Council did not schedule Proposal Nos. 420, and 422 - 427, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 420, and 422 - 427, 1989, were retitled REZONING ORDINANCE NOS. 130 - 136, 1989, and are identified as follows:

REZONING ORDINANCE NO. 130, 1989. 89-Z-81 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
7210 U.S. 31 SOUTH, INDIANAPOLIS.  
HANNA AND MUNIRA SHOMAL AND JIRIES W. AND ISA W. ISHAK, request the rezoning of 4.00 acres, being in the A-2 district, to the C-3 classification to provide for retail sales.

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REZONING ORDINANCE NO. 131, 1989. 89-Z-108 AMENDED WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
1170 NORTH ARLINGTON AVENUE, INDIANAPOLIS.  
BAR-T REALTY, CORP. by Charles T. Gleason, requests the rezoning of 1.71 acres, being in the C-3 district, to the C-3 classification to provide for the construction of a retail center with a drive-in establishment.

REZONING ORDINANCE NO. 132, 1989. 89-Z-109 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
9011 FLYNN ROAD, INDIANAPOLIS.  
JAMES E. AND DIANE FARMER, by Randall L. Chilcote, requests the rezoning of 27.6 acres, being in the A-2 district, to the D-2 classification to provide for a single family residential development by platting.

REZONING ORDINANCE NO. 133, 1989. 89-Z-116 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
2640 BRILL STREET, INDIANAPOLIS.  
NOEL M. BOGARD, by Michael J. Kias, requests the rezoning of 0.26 acre, being in the D-5 district, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 134, 1989. 89-Z-117 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4  
9410 WHITLEY DRIVE, INDIANAPOLIS.  
ERNST AND ASSOCIATES, by Thomas Michael Quinn, requests the rezoning of 10.2 acres, being in the C-1 district, to the C-S classification to provide for the development of self-storage warehouses and offices.

REZONING ORDINANCE NO. 135, 1989. 89-Z-118 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
8451 EAST TROY AVENUE, INDIANAPOLIS.  
TECHCOM, INC., by Michael J. Kias, requests the rezoning of 5.102 acres, being in the A-2 district, to the I-2-S classification to provide for the development of light industrial development.

REZONING ORDINANCE NO. 136, 1989. 89-Z-119 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
6001 HOOVER ROAD, INDIANAPOLIS.  
METROPOLITAN SCHOOL DISTRICT OF WASHINGTON TOWNSHIP, by Thomas N. Olvey, requests the rezoning of 19.5 acres, being in the D-2 district, to the SU-2 classification to provide for a new elementary school.

PROPOSAL NOS. 428 - 440, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on July 20, 1989". The Council did not schedule Proposal Nos. 428 - 440, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 428 - 440, 1989, were retitled REZONING ORDINANCE NOS. 137 - 149, 1989, and are identified as follows:

REZONING ORDINANCE NO. 137, 1989. 89-Z-46 AMENDED CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16  
1622 NORTH MILBURN STREET, INDIANAPOLIS.  
INDIANAPOLIS NEWSPAPERS, INC., by David R. Warshauer, requests the rezoning of 0.11 acre, being in the D-5 district, to the C-ID classification to provide for off-street parking for an adjacent warehouse facility.

REZONING ORDINANCE NO. 138, 1989. 89-Z-80 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 10  
2033 HILLSIDE AVENUE, INDIANAPOLIS.  
JIMMIE LEE ELMORE requests the rezoning of 0.10 acre, being in the C-7 and D-5 districts, to the C-5 classification to provide for the continued operation of an automobile repair shop with outdoor storage of automobiles.

REZONING ORDINANCE NO. 139, 1989. 89-Z-110A DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
6301 KENTUCKY AVENUE, INDIANAPOLIS.  
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 5.79 acres, being in the A-2 district, to the C-3 classification to provide for a strip shopping center.

REZONING ORDINANCE NO. 140, 1989. 89-Z-110B DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
6301 KENTUCKY AVENUE, INDIANAPOLIS.  
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 17.9 acres, being in the A-2 district, to the D-3 classification to provide for single-family residential development.



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REZONING ORDINANCE NO. 141, 1989. 89-Z-110C DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
6301 KENTUCKY AVENUE, INDIANAPOLIS.  
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 3.9 acres, being in the A-2 district, to the C-1 classification to provide for office, day care, and other C-1 classification uses.

REZONING ORDINANCE NO. 142, 1989. 89-Z-110D DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
6301 KENTUCKY AVENUE, INDIANAPOLIS.  
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 10.7 acres, being in the A-2 district, to the D-5 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 143, 1989. 89-Z-114 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
7040 ROCKVILLE ROAD (REAR), INDIANAPOLIS.  
IVY HOMES, INC., by Michael J. Kias and Mary J. Hoeller, request the rezoning of 5.7 acres, being in the D-3 district, to the D-4 classification to provide for residential development by platting.

REZONING ORDINANCE NO. 144, 1989. 89-Z-115 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
5501 SOUTH MERIDIAN STREET, INDIANAPOLIS.  
CIRCLE B. COMPANY, INC., by Michael J. Kias, requests the rezoning of 3.75 acres, being in the C-S district, to the C-S classification to provide for the construction of three-single story general business office buildings with rear storage and loading facilities.

REZONING ORDINANCE NO. 145, 1989. 89-Z-123 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
1339 SOUTH MUESSING ROAD, INDIANAPOLIS.  
ROBERT J. SMITH AND NANCY M. SMITH, request the rezoning of 15.04 acres, being in the A-2 district, to the D-2 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 146, 1989. 89-Z-125 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
7349 EAST SOUTHPORT ROAD, INDIANAPOLIS.  
FRANKLIN WOODS ESTATES CO., by Stephen D. Mears, requests the rezoning of 100 acres, being in the A-2 district, to the D-2 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 147, 1989. 89-Z-127 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
3850 WEST 56TH STREET, INDIANAPOLIS.  
LAND INNOVATORS, CO., by Raymond Good, request the rezoning of 16.1 acres, being in the SU-18 district, to the D-3 classification to provide for single-family residential development.

REZONING ORDINANCE NO. 148, 1989. 89-Z-128 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
1720 WEST THOMPSON ROAD, INDIANAPOLIS.  
ERNIE AND NANCY GUTTING, by Raymond Good, request the rezoning of 21.44 acres, being in the I-3-S district, to the C-S classification to provide for a truck transportation center to include truck lube, tire, wash, truck scales and repair facilities.

REZONING ORDINANCE NO. 149, 1989. 89-Z-129 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16  
402 NORTH BELMONT STREET, INDIANAPOLIS.  
INDIANAPOLIS POWER & LIGHT COMPANY, by Robert C. Crews II, requests the rezoning of 3.70 acres, being in the I-3-U district, to the SU-18 classification to provide for an electrical substation.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 306, 1989. This proposal is a rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street. Councillor West stated that the petitioner in Rezoning Docket 89-Z-93 (City-County Proposal No. 306, 1989) has consented to the extension of the final action date on such petition, pursuant to IC 36-7-4-608 (c)(3). Councillor West moved, seconded by Councillor Howard, that the City-County Council: (a) extend the final action date for Proposal No. 306, 1989, until August 28, 1989; and (b) postpone the public hearing on said proposal until the



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Council's regular meeting on such date. Proposal No. 306, 1989, was postponed until August 28, 1989, by consent.

PROPOSAL NO. 109, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 109, 1989, on July 26, 1989. The proposal appropriates \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:02 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 109, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

7 NOT VOTING: *Borst, Brooks, Giffin, Gilmer, McGrath, Mukes-Gaither, Schneider*

Proposal No. 109, 1989, was retitled FISCAL ORDINANCE NO. 68, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 68, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seven Thousand Nine Hundred Fifty-two Dollars (\$107,952) in the County General Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (jj) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Juvenile Division, for additional funds necessary to pay the 1989 contract to Children's Bureau.

SECTION 2. The sum of One Hundred Seven Thousand Nine Hundred Fifty-two Dollars (\$107,952) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT  
JUVENILE DIVISION  
3. Other Services & Charges  
TOTAL INCREASE

COUNTY GENERAL FUND  
\$107,952  
\$107,952

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
County General Fund  
TOTAL REDUCTION

COUNTY GENERAL FUND  
\$107,952  
\$107,952

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 333, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 333, 1989, on July 11, 1989. The proposal

appropriates \$30,999 for county agencies to participate in a work-study program funded by the State. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:06 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 333, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Williams*

*0 NAYS*

*8 NOT VOTING: Brooks, Dowden, Gilmer, McGrath, Mukes-Gaither, Schneider, Strader, West*

Proposal No. 333, 1989, was retitled FISCAL ORDINANCE NO. 69, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 69, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Thirty Thousand Nine Hundred Ninety-nine Dollars (\$30,999) in the County General Fund for purposes of county agencies which are participating in a work-study program and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b), (d), (g), (i), (j), (k), (l) and (n) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of providing personal services appropriations to the County Auditor, Clerk of the Circuit Court, County Coroner, County Treasurer, County Surveyor, Information Services Agency, Marion County Healthcare Center, and Center Township Assessor for participation in a work-study program supported and funded by the State of Indiana.

SECTION 2. The sum of Thirty Thousand Nine Hundred Ninety-nine Dollars (\$30,999) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 2,250
TOTAL INCREASE	\$ 2,250
<u>CLERK OF THE CIRCUIT COURT</u>	
1. Personal Services	\$13,614
TOTAL INCREASE	\$13,614
<u>COUNTY CORONER</u>	
1. Personal Services	\$ 3,213
TOTAL INCREASE	\$ 3,213
<u>COUNTY TREASURER</u>	
1. Personal Services	\$ 2,026
TOTAL INCREASE	\$ 2,026
<u>COUNTY SURVEYOR</u>	
1. Personal Services	\$ 2,250
TOTAL INCREASE	\$ 2,250
<u>INFORMATION SERVICES AGENCY</u>	
1. Personal Services	\$ 2,250
TOTAL INCREASE	\$ 2,250

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MARION COUNTY HEALTHCARE CENTER

1. Personal Services	\$ 4,503
TOTAL INCREASE	\$ 4,503

CENTER TOWNSHIP ASSESSOR

1. Personal Services	\$ 893
TOTAL INCREASE	\$ 893

SECTION 4. The said additional appropriations are funded by the following reductions:

COUNTY GENERAL FUND

Unappropriated and Unencumbered	
County General Fund	\$30,999
TOTAL REDUCTION	\$30,999

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 334, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 334, 1989, on July 11, 1989. The proposal appropriates \$20,000 for the Perry Township Assessor to hire contractual people to complete reassessment. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:08 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 334, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Williams*  
1 NAY: *Howard*  
5 NOT VOTING: *Brooks, McGrath, Mukes-Gaither, Strader, West*

Proposal No. 334, 1989, was retitled FISCAL ORDINANCE NO. 70, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 70, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Property Reassessment Fund for purposes of the Perry Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (R) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Perry Township Assessor to hire contractual people needed to complete reassessment.

SECTION 2. The sum of Twenty Thousand Dollars (\$20,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PERRY TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
3. Other Services & Charges	\$20,000
TOTAL INCREASE	\$20,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Property Reassessment Fund  
TOTAL REDUCTION

PROPERTY REASSESSMENT FUND

\$20,000  
\$20,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 335, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 335, 1989, on July 11, 1989. The proposal appropriates \$6,974 for the Washington Township Assessor to purchase two IBM terminals and use temporary services to complete reassessment. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:12 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 335, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*1 NAY: Howard*

*4 NOT VOTING: Brooks, Irvin, Jones, McGrath*

Proposal No. 335, 1989, was retitled FISCAL ORDINANCE NO. 71, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 71, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Nine Hundred Seventy-four Dollars (\$6,974) in the Property Reassessment Fund for purposes of the Washington Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (u) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Washington Township Assessor to purchase two IBM terminals and use temporary services consisting of clerks to complete the reassessment program.

SECTION 2. The sum of Six Thousand Nine Hundred Seventy-four Dollars (\$6,974) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

WASHINGTON TOWNSHIP ASSESSOR

3. Other Services & Charges  
4. Capital Outlay  
TOTAL INCREASE

PROPERTY REASSESSMENT FUND

\$3,900  
3,074  
\$6,974

SECTION 4. The said additional appropriations are funded by the following reductions:

PROPERTY REASSESSMENT FUND

Unappropriated and Unencumbered  
Property Reassessment Fund  
TOTAL REDUCTION

\$6,974  
\$6,974

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



PROPOSAL NO. 337, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 337, 1989, on July 26, 1989. The proposal appropriates \$225,000 for MECA to pay consultant firm(s) for the preparation of a detailed design and specification for the new integrated county-wide emergency communications system. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. The proposal had been amended to \$600,000 in Committee and because it needs to be readvertised, Councillor Dowden asked that Proposal No. 337, 1989, be postponed until August 28, 1989. Proposal No. 337, 1989, was postponed until August 28, 1989, by consent.

PROPOSAL NO. 359, 1989. Councillor Strader reported that the Community Affairs Committee heard Proposal No. 359, 1989, on July 27, 1989. The proposal authorizes the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for the Marion County Welfare Fund to defray expenses and pay obligations of the Marion County Department of Public Welfare. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Many Councillors voiced their concerns that if the Welfare Department is pressed for money, there could be foreseen problems in the future with repaying the loan back. A tax levy was suggested; however, Mr. Coonrod indicated that this was not possible.

The President called for public testimony at 9:35 p.m. There being no one present to testify, Councillor Strader moved, seconded by Councillor Curry, for adoption. Proposal No. 359, 1989, was adopted on the following roll call vote; viz:

*15 YEAS: Boyd, Cottingham, Coughenour, Curry, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, SerVaas, Strader, West, Williams*

*10 NAYS: Borst, Clark, Dowden, Dumil, Gilmer, Holmes, Ruhmkorff, Schneider, Shaw, Solenberg*

*4 NOT VOTING: Brooks, Giffin, McGrath, Rhodes*

Councillor Rhodes abstained due to a possible conflict of interest.

Proposal No. 359, 1989, was retitled SPECIAL ORDINANCE NO. 14, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 14, 1989

A SPECIAL ORDINANCE authorizing the issuance and sale of bonds by the Board of Commissioners of the County of Marion (the "Board") for the purpose of making a loan to procure funds necessary for the Marion County Welfare Fund (the "Welfare Fund") in order to defray the expenses and pay the obligations of the Marion County Department of Public Welfare (the "Department of Public Welfare") (excluding administrative expenses and facilities, supplies, and equipment expenses), in the administration of the Department of Public Welfare for the unexpired portion of the fiscal year, and to pay the expenses in connection with or on account of the issuance of such bonds, and appropriating the proceeds of such bonds.

WHEREAS, the Marion County Director of Public Welfare (the "Director") has found that the Welfare Fund is exhausted or will be exhausted before the close of the fiscal year; and the Director has prepared, certified to the Board and filed in the Office of the Marion County Auditor an estimate and statement showing the amount of money, in addition to the funds already made available, which will be necessary to defray the expenses and pay the obligations of the Department of Public Welfare (excluding administrative expenses and facilities, supplies, and equipment expenses for the Department of Public Welfare), in the administration of the Department of Public Welfare for the unexpired portion of the fiscal year (the "Estimate and Statement"); and

WHEREAS, the Board did, on the 7th day of July, 1989, make and enter of record a finding that (1) the Director has not appealed to borrow money under IC 12-1-11.5 or that such approval has been denied; and (2) the amount of money which will be required, in addition to any money already available, to defray the expenses and to

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pay the obligations of the Department of Public Welfare in the administration of the welfare services of Marion County for the unexpired portion of the fiscal year, is greater than the amount of money which can be advanced from the general fund of Marion County as set forth in the Estimate and Request of the Department of Public Welfare; and the Board has requested the City-County Council of the City of Indianapolis and Marion County (the "City-County Council") to authorize the making of a loan to procure the funds necessary for said purposes; and

WHEREAS, a petition has been filed with the Board and the City-County Council by more than fifty (50) taxpayers of Marion County, addressed to "The Board of Commissioners of the County of Marion, Indiana and to the City-County Council of the City of Indianapolis and of Marion County, Indiana," which petition the City-County Council finds to be sufficient and in compliance with IC 6-1.1-20-3, requesting the Board and the City-County Council to issue bonds of Marion County in an amount not to exceed Two Million Three Hundred Five Thousand Dollars (\$2,305,000) for the purpose of procuring funds for the Welfare Fund in an amount to defray the expenses and pay the obligations of the Department of Public Welfare (excluding administrative expenses and facilities, supplies, and equipment expenses), in the administration of the Department of Public Welfare for the unexpired portion of the fiscal year, together with all expenses necessary and incidental to the making of such loan, including expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the City-County Council now finds that the request of the Board should be granted and that the City-County Council should authorize such loan and the issuance of bonds of Marion County to evidence the same pursuant to the provisions of IC 12-1-11; and

WHEREAS, the City-County Council now finds that Marion County has no funds available or provided for in the existing budgets and tax levies which may be applied to defray the expenses and pay the obligations of the Department of Public Welfare (excluding administrative expenses and facilities, supplies, and equipment expenses for the Department of Public Welfare), in the administration of the Department of Public Welfare for the unexpired portion of the fiscal year, making it necessary to issue bonds of Marion County in order to procure the funds to be furnished by Marion County, and that a necessity exists for the making of the additional appropriation hereinafter set out; now, therefore:

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA

SECTION 1. That the Board is hereby authorized to make a loan for and on behalf of Marion County for the purpose of procuring funds necessary for the Welfare Fund in an amount to defray the expenses and pay the obligations of the Department of Public Welfare (excluding administrative expenses and facilities, supplies, and equipment expenses), in the administration of the Department of Public Welfare for the unexpired portion of the fiscal year, including an amount required for all expenses necessary and incidental to the making of such loan, including all expenses in connection with or on account of the issuance of bonds therefor, as authorized by law, and to that end to issue and sell bonds of Marion County (the "Bonds") in a manner and form provided by IC 12-1-11 and IC 6-1.1-20.

SECTION 2. The maximum amount of the loan and Bonds issued to evidence the loan shall not exceed the amount of Two Million Three Hundred Five Thousand Dollars (\$2,305,000), and the Bonds shall bear interest at a rate not exceeding Twelve percent (12%) per annum. The Bonds shall mature and be paid in four (4) semi-annual series on June 30 and December 31 of 1990 and 1991.

SECTION 3. As soon as can be done after passage of this Ordinance, the Board shall enter an order (the "Final Order") fixing the exact amount of the proposed loan but in no event exceeding the amount of Two Million three Hundred Five Thousand Dollars (\$2,305,000) and providing that the interest rate shall be the lowest interest rate bid on the Bonds but in no event exceeding the rate of Twelve percent (12%) per annum.

The Bonds shall be issued in denominations of Five Thousand Dollars (\$5,000) or any integral multiple thereof. The Board shall also adopt the form of the Bonds and the form shall be substantially followed in the issuance of the Bonds.

SECTION 4. As soon as can be done after adoption of the Final Order by the Board, the County Auditor shall give notice to the taxpayers of the filing of the petition for the Bonds and of the determination to make the loan and to issue the Bonds. The notices shall be published in Marion County and shall also be posted in three public places in Marion County, all as provided in IC 6-1.1-20-4 and IC 6-1.1-20-5.

In the event a remonstrance shall be filed by the owners of taxable real estate under the provisions of IC 6-1.1-20-4, then no further steps towards the issuance of the Bonds shall be taken unless and until the Board and the City-County Council shall have determined that such remonstrance is insufficient. In the event an objecting petition shall be filed with the County Auditor by owners of taxable real estate under the provisions of IC 6-1.1-20-5, then no further steps toward the issuance of the Bonds shall be taken unless and until the State Board of Tax Commissioners (the "State Tax Board") shall issue its order approving the issuance of the Bonds. In the event it shall be determined by the State Tax Board, or otherwise, that the whole amount of the Bonds shall not be issued, then the Marion County

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Auditor shall be authorized to advertise and sell a lesser amount of bonds and the bonds not issued and sold shall be in the bonds of the longest maturity or maturities.

SECTION 5. The proceeds from the sale of the Bonds, in the amount of Two Million Three Hundred Five Thousand Dollars (\$2,305,000), are hereby appropriated in accordance with the finding and order of the Board dated the 7th day of July, 1989.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 360, 1989. Councillor Strader reported that the Community Affairs Committee heard Proposal No. 360, 1989, on July 27, 1989. The proposal appropriates \$2,404,000 from bond proceeds for the Marion County Welfare Department for program expenses related to wards in institutions. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:35 p.m. There being no one present to testify, Councillor Strader moved, seconded by Councillor Curry, for adoption. Proposal No. 360, 1989, was adopted on the following roll call vote; viz:

16 YEAS: Boyd, Cottingham, Coughenour, Curry, Durnil, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, SerVaas, Strader, West, Williams

9 NAYS: Borst, Clark, Dowden, Gilmer, Holmes, Ruhmkorff, Schneider, Shaw, Solenberg

4 NOT VOTING: Brooks, Giffin, McGrath, Rhodes

Councillor Rhodes abstained due to a possible conflict of interest.

Proposal No. 360, 1989, was retitled FISCAL ORDINANCE NO. 72, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 72, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Four Hundred Four Thousand Dollars (\$2,404,000) in the Welfare General Fund for purposes of the Marion County Welfare Department and reducing the unappropriated and unencumbered balance in the Welfare General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 3.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Welfare Department to appropriate bond proceeds for program expenses related to wards in institutions.

SECTION 2. The sum of Two Million Four Hundred Four Thousand Dollars (\$2,404,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY WELFARE DEPARTMENT

3. Other Services & Charges  
TOTAL INCREASE

WELFARE GENERAL FUND

\$2,404,000  
\$2,404,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Welfare General Fund  
TOTAL REDUCTION

WELFARE GENERAL FUND

\$2,404,000  
\$2,404,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



PROPOSAL NO. 361, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 361, 1989, on July 11, 1989. The proposal authorizes the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for Center Township for poor relief purposes. By a 3-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:57 p.m.

William Smith, Center Township Trustee, and Mary Buckler, County Treasurer, both testified explaining that the Trustee's Office must increase poor relief benefits to eligible recipients, and without the bond, this obligation would not be possible. Ms. Buckler mentioned that there is no immediate solution to this problem, and it is out of the Trustee's control.

Councillors Boyd and Curry voiced their support for this proposal. Councillor Gilmer indicated that his "no" vote is against the federal government in not offering more help to Center Township.

There being no further testimony, Councillor Cottingham moved, seconded by Councillor Golc, for adoption. Proposal No. 361, 1989, was adopted on the following roll call vote; viz:

*17 YEAS: Boyd, Cottingham, Coughenour, Curry, Dumil, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, SerVaas, Shaw, Strader, West, Williams*

*7 NAYS: Borst, Dowden, Gilmer, Holmes, Ruhmkorff, Schneider, Solenberg*

*5 NOT VOTING: Brooks, Clark, Giffin, McGrath, Rhodes*

Councillor Rhodes abstained due to a possible conflict of interest.

Proposal No. 361, 1989, was retitled SPECIAL ORDINANCE NO. 15, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 15, 1989

A SPECIAL ORDINANCE authorizing the issuance and sale of bonds by the Board of Commissioners of the County of Marion (the "Board") for the purpose of making a loan to procure funds necessary to be advanced by Marion County to Center Township for poor relief purposes and to pay the expenses in connection with or on account of the issuance of such bonds, and appropriating the proceeds of such bonds.

WHEREAS, the Board did, on the 7th day of July, 1989, make and enter of record a finding that the amount of funds necessary to be advanced to Center Township of Marion County ("Center Township") for financing the cost of poor relief heretofore furnished by Center Township and to continue to furnish such poor relief through January 31, 1990, is in excess of the amount that can be reasonably advanced by Marion County out of any funds now available and the Board has requested the City-County Council of the City of Indianapolis and Marion County (the "City-County Council") to authorize the making of a loan to procure the funds necessary for poor relief purposes; and

WHEREAS, a petition has been filed with the Board and the City-County Council by more than fifty (50) taxpayers of Marion County, addressed to "The Board of Commissioners of the County of Marion, Indiana and to the City-County Council of the City of Indianapolis and of Marion County, Indiana," which petition the City-County Council finds to be sufficient and in compliance with IC 6-1.1-20-3, requesting the Board and the City-County Council to issue bonds of Marion County in an amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) for the purpose of procuring funds in an amount sufficient to pay any indebtedness heretofore incurred by Center Township on account of poor relief heretofore furnished by Center Township and to continue to furnish such poor relief to be needed for a period not exceeding six (6) calendar months next following the month in which the Board makes and enters of record a finding that the amount of funds necessary to be advanced to Center Township of Marion County ("Center Township") for financing the cost of poor relief heretofore incurred in Center Township, is in excess of the amount that can be reasonably advanced by Marion County out of any funds now available, together



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with all expenses necessary and incidental to the making of such loan, including expenses in connection with or on account of the issuance of bonds therefor; and

WHEREAS, the City-County Council now finds that the request of the Board should be granted and that the City-County Council should authorize such loan and the issuance of bonds of Marion County to evidence the same pursuant to the provisions of IC 12-2-5; and

WHEREAS, the City-County Council now finds that Marion County has no funds available or provided for in the existing budgets and tax levies which may be applied to such poor relief, making it necessary to issue bonds of Marion County in order to procure the funds to be furnished by Marion County, and that a necessity exists for the making of the additional appropriation hereinafter set out; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Board is hereby authorized to make a loan for and on behalf of Marion County for the purpose of procuring funds in an amount sufficient to pay any indebtedness heretofore incurred by Center Township on account of poor relief heretofore furnished by Center Township and for the continued furnishing of such poor relief through January 31, 1990, including an amount required for all expenses necessary and incidental to the making of such loan, including all expenses in connection with or on account of the issuance of bonds therefor, as authorized by law, and to that end to issue and sell bonds of Marion County (the "Bonds") in a manner and form provided by IC 12-2-5 and IC 6-1.1-20.

SECTION 2. The maximum amount of the loan and Bonds issued to evidence the loan shall not exceed the amount of Two Million Five Hundred Thousand Dollars (\$2,500,000), and the Bonds shall bear interest at a rate not exceeding Twelve percent (12%) per annum. The Bonds shall mature and be paid in six (6) semi-annual series on June 1 and December 1 of 1990, 1991 and 1992.

SECTION 3. As soon as can be done after passage of this Ordinance, the Board shall enter an order (the "Final Order") fixing the exact amount of the proposed loan but in no event exceeding the amount of Two Million Five Hundred Thousand Dollars (\$2,500,000) and providing that the interest rate shall be the lowest interest rate bid on the Bonds but in no event exceeding the rate of Twelve percent (12%) per annum.

The Bonds shall be issued in denominations of Five Thousand Dollars (\$5,000) or any integral multiple thereof. The Board shall also adopt the form of the Bonds and the form shall be substantially followed in the issuance of the Bonds.

SECTION 4. As soon as can be done after adoption of the Final Order by the Board, the County Auditor shall give notice to the taxpayers of the filing of the petition for the Bonds and of the determination to make the loan and to issue the Bonds. The notices shall be published in Marion County and shall also be posted in three public places in Marion County, all as provided in IC 6-1.1-20-4 and IC 6-1.1-20-5.

In the event a remonstrance shall be filed by the owners of taxable real estate under the provisions of IC 6-1.1-20-4, then no further steps towards the issuance of the Bonds shall be taken unless and until the Board and the City-County Council shall have determined that such remonstrance is insufficient. In the event an objecting petition shall be filed with the County Auditor by owners of taxable real estate under the provisions of IC 6-1.1-20-5, then no further steps toward the issuance of the bonds shall be taken unless and until the State Board of Tax Commissioners (the "State Tax Board") shall issue its order approving the issuance of the Bonds. In the event it shall be determined by the State Tax Board, or otherwise, that the whole amount of the Bonds shall not be issued, then the Marion County Auditor shall be authorized to advertise and sell a lesser amount of bonds and the bonds not issued and sold shall be the bonds of the longest maturity or maturities.

SECTION 5. The proceeds from the sale of the Bonds, in the amount of Two Million Five Hundred Thousand Dollars (\$2,500,000), are hereby appropriated in accordance with the finding and order of the Board dated the 7th day of July, 1989.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 367, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 367, 1989, on July 26, 1989. The proposal appropriates \$6,000 for the Marion County Justice Agency to fund the personnel required to operate the Drug Monitored Release Program. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 367, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

2 NAYS: *Gilmer, Williams*

4 NOT VOTING: *Brooks, Giffin, McGrath, Schneider*

Proposal No. 367, 1989, was retitled FISCAL ORDINANCE NO. 73, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 73, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Dollars (\$6,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Marion County Justice Agency to receive appropriations to fund the personnel required to operate the Drug Monitored Release Program, which is a part of the Pre-trial Services Division of the Marion County Justice Agency.

SECTION 2. The sum of Six Thousand Dollars (\$6,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$6,000
TOTAL INCREASE	\$6,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$6,000
TOTAL REDUCTION	\$6,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 368, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 368, 1989, on July 26, 1989. The proposal appropriates \$50,760 for the Marion County Justice Agency for the continuation of the Drug Use Forecasting Program. By a 6-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Schneider commented that he could not understand why this information could not be gathered from other sources and he did not believe that spending the \$50,760 would help reduce the drug situation.

Stephen Goldsmith, Marion County Prosecutor, said this is a national grant (Indianapolis is one of fifteen cities) and is part of an overall funded budget. Mr. Goldsmith indicated that this money is necessary for testing drug types.

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The President called for public testimony at 10:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 368, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West*

*5 NAYS: Gilmer, Moriarty, Schneider, Solenberg, Williams*

*3 NOT VOTING: Brooks, Giffin, McGrath*

Proposal No. 368, 1989, was retitled FISCAL ORDINANCE NO. 74, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 74, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty Thousand Seven Hundred Sixty Dollars (\$50,760) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to transfer federal National Institute of Justice (NIJ) funds to the Marion County Justice Agency (SITE) for purposes of continuing testing of male, female and juvenile arrestees for illicit drug use.

SECTION 2. The sum of Fifty Thousand Seven Hundred Sixty Dollars (\$50,760) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
2. Supplies	\$ 1,500
3. Other Services & Charges	<u>49,260</u>
TOTAL INCREASE	\$50,760

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>\$50,760</u>
TOTAL REDUCTION	\$50,760

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 370, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 370, 1989, on July 26, 1989. The proposal appropriates \$53,000 for the Prosecuting Attorney to continue funding the Adult Protective Services Grant (APS). By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 370, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West, Williams

1 NAY: Gilmer

4 NOT VOTING: Brooks, Giffin, Golc, McGrath

Proposal No. 370, 1989, was retitled FISCAL ORDINANCE NO. 75, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 75, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-three Thousand Dollars (\$53,000) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney to continue funding of the Adult Protective Services Grant (APS), the contract to run from July 1, 1989 through June 30, 1990.

SECTION 2. The sum of Fifty-three Thousand Dollars (\$53,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$38,026
3. Other Services & Charges	9,000
 <u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	<u>5,974</u>
TOTAL INCREASE	\$53,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>\$53,000</u>
TOTAL REDUCTION	\$53,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 371, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 371, 1989, on July 26, 1989. The proposal appropriates \$300,000 for the Prosecuting Attorney to offset loss of funds from a federal grant, support existing diversion programs, and purchase equipment for these programs. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:18 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 371, 1989, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS



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4 NOT VOTING: Brooks, Giffin, Gilmer, McGrath

Proposal No. 371, 1989, was retitled FISCAL ORDINANCE NO. 76, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 76, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Diversion Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Diversion Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney to offset loss of funds from a federal grant, support existing diversion programs, and purchase equipment for these same programs.

SECTION 2. The sum of Three Hundred Thousand Dollars (\$300,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>PROSECUTOR'S DIVERSION FUND</u>
1. Personal Services	\$120,000
3. Other Services & Charges	126,500
4. Capital Outlay	33,100
 <u>COUNTY AUDITOR</u>	
31. Personal Services (Fringes)	<u>20,400</u>
TOTAL INCREASE	\$300,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PROSECUTOR'S DIVERSION FUND</u>
Unappropriated and Unencumbered	
Prosecutor's Diversion Fund	<u>\$300,000</u>
TOTAL REDUCTION	\$300,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 374, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 374, 1989, on July 26, 1989. The proposal appropriates \$279,565 to provide county corrections funding for miscellaneous agencies for various jail programs. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:19 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 374, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

5 NOT VOTING: Brooks, Clark, Giffin, McGrath, Schneider

Proposal No. 374, 1989, was retitled FISCAL ORDINANCE NO. 77, 1989, and reads as follows:

*Journal of City-County Council*

CITY-COUNTY FISCAL ORDINANCE NO. 77, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Seventy-nine Thousand Five Hundred Sixty-five Dollars (\$279,565) in the County Correction Fund for purposes of the various county agencies (as listed below) and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b), (z), (aaa), and (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of providing for the appropriation of county corrections funding from the state for various jail programs including the following agencies: County Auditor, County Sheriff, Marion County Community Corrections, Marion County Justice Agency, and Superior Court, Criminal Division, Probation Department, from August 1, 1989 through July 31, 1990.

SECTION 2. The sum of Two Hundred Seventy-nine Thousand Five Hundred Sixty-five Dollars (\$279,565) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY CORRECTIONS FUND</u>
31. Personal Services (Fringes)	\$22,344
TOTAL INCREASE	\$22,344
<u>COUNTY SHERIFF</u>	<u>COUNTY CORRECTIONS FUND</u>
3. Other Services & Charges	\$20,000
TOTAL INCREASE	\$20,000
<u>MARION COUNTY COMMUNITY CORRECTIONS</u>	
<u>JAIL SERVICES</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$29,414
3. Other Services & Charges	41,250
TOTAL INCREASE	\$70,664
<u>MARION COUNTY COMMUNITY CORRECTIONS</u>	
<u>PRE-TRIAL WRISTLET PROGRAM</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$35,394
2. Supplies	870
3. Other Services & Charges	22,420
4. Capital Outlay	26,640
TOTAL INCREASE	\$85,324
<u>MARION COUNTY JUSTICE AGENCY</u>	
<u>CRIMINAL PROBATION</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$18,204
TOTAL INCREASE	\$18,204
<u>MARION COUNTY JUSTICE AGENCY</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$24,000
TOTAL INCREASE	\$24,000
<u>MARION COUNTY JUSTICE AGENCY</u>	
<u>DRUG TESTING PROGRAM</u>	<u>COUNTY CORRECTIONS FUND</u>
1. Personal Services	\$39,029
TOTAL INCREASE	\$39,029
GRAND TOTAL OF INCREASES	\$279,565
SECTION 4. The said additional appropriations are funded by the following reductions:	
	<u>COUNTY CORRECTIONS FUND</u>
Unappropriated and Unencumbered	
County Corrections Fund	\$279,565
TOTAL REDUCTION	\$279,565

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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 369, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 369, 1989, on July 26, 1989. The proposal transfers and appropriates \$11,688 for the Prosecuting Attorney to purchase reagents that will be used for urine testing of juveniles involved in the DAS Program. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:20 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 369, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Brooks, Giffin, McGrath*

Proposal No. 369, 1989, was retitled FISCAL ORDINANCE NO. 78, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 78, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eleven Thousand Six Hundred Eighty-eight Dollars (\$11,688) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing certain other appropriations for that Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Prosecuting Attorney to transfer funds within the Division of Addictive Services (DAS) grant to purchase reagents that will be used for urine testing of juveniles in the Division of Addictive Services (DAS) Program.

SECTION 2. The sum of Eleven Thousand Six Hundred Eighty-eight Dollars (\$11,688) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
2. Supplies	\$11,688
TOTAL INCREASE	\$11,688

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>PROSECUTING ATTORNEY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$10,000
3. Other Services & Charges	1,688
TOTAL REDUCTION	\$11,688

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 372, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 372, 1989, on July 26, 1989. The proposal appropriates \$1,200 for the Superior Court, Criminal Division, Probation Department, to participate in the Council of International Programs, which allows for

the exchange of foreign professionals who are assigned to individual agencies from May through August. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 10:21 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Shaw, for adoption. Proposal No. 372, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West

2 NAYS: Durnil, Gilmer

4 NOT VOTING: Brooks, Giffin, McGrath, Williams

Proposal No. 372, 1989, was retitled FISCAL ORDINANCE NO. 79, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 79, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Thousand Two Hundred Dollars (\$1,200) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fees Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (II) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Criminal Division, Probation Department, to participate in the Council of International programs sponsored through Indiana University, allowing exchange of international professionals (a probation/correctional officer from Italy, assigned to the Criminal Probation Department to assist in supervising probationers and preparing pre-sentence investigations) from mid May through August.

SECTION 2. The sum of One Thousand Two Hundred Dollars (\$1,200) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SUPERIOR COURT, CRIMINAL DIVISION  
PROBATION DEPARTMENT

3. Other Services & Charges  
TOTAL INCREASE

SUPPLEMENTAL ADULT  
PROBATION FEES FUND

\$1,200  
\$1,200

SECTION 4. The said additional appropriations are funded by the following reductions:

SUPPLEMENTAL ADULT  
PROBATION FEES FUND

Unappropriated and Unencumbered  
Supplemental Adult Probation Fees Fund  
TOTAL REDUCTION

\$1,200  
\$1,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 373, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 373, 1989, on July 26, 1989. The proposal appropriates \$40,000 for the Presiding Judge of the Municipal Court to fund the new judge's salary created in the 1989 general session and other transitional costs for the new Presiding Judge. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.



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The President called for public testimony at 10:28 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 373, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Boyd, Brooks, Giffin, Jones, McGrath*

Proposal No. 373, 1989, was retitled FISCAL ORDINANCE NO. 80. 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 80, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty Thousand Dollars (\$40,000) in the County General Fund for purposes of the Presiding Judge of the Municipal Court, and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Presiding Judge of the Municipal Court, to fund a new judge's salary as created in the 1989 general session, and other transitional costs for the new Presiding Judge.

SECTION 2. The sum of Forty Thousand Dollars (\$40,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>PRESIDING JUDGE OF THE MUNICIPAL COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$40,000
TOTAL INCREASE	\$40,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$40,000
TOTAL REDUCTION	\$40,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 311, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 311, 1989, on July 27, 1989. The proposal approves Board of Public Works' Resolution permitting write-off of uncollectible accounts. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 311, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West, Williams*

0 NAYS

*7 NOT VOTING: Brooks, Giffin, Irvin, Jones, McGrath, Solenberg, Strader*

Proposal No. 311, 1989, was retitled GENERAL RESOLUTION NO. 8, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION 8, 1989

A GENERAL RESOLUTION approving Board of Public Works Resolution No. 2844-1989, a resolution declaring the Sewer Service accounts listed in the Schedule of Uncollectible Final Accounts as uncollectible and authorizing the cessation of further collection efforts.

WHEREAS, the City-County Council has the authority, pursuant to Indiana Code IC 36-9-25-11.7, effective March 1, 1988, and Section 27-115 of the Code of Indianapolis and Marion County, Indiana, as amended effective May 17, 1988, of final approval of all Board of Public Works resolutions deeming as uncollectible FINAL sewer service accounts for which the outstanding balance is Twenty-five dollars (\$25) or less, which are at least 120 days delinquent, and which the Department of Public Works has determined to be uncollectible; and

WHEREAS, at its regularly scheduled meeting on May 8, 1989 the Board of Public Works approved and adopted resolution No. 2844-1989, a resolution declaring the accounts listed in the attached Schedule of Uncollectible Final Accounts as uncollectible and authorizing the cessation of further collection efforts; and

WHEREAS, the attached Schedule of Uncollectible Final Accounts contains approximately 9,371 separate accounts totalling approximately \$66,855.74. Such final accounts have balances of Twenty-five dollars (\$25) or less, are at least 120 days delinquent, have been closed since before 1987, and have been determined by the Department of Public Works to be uncollectible; and

WHEREAS, Board of Public Works Resolution No. 2844-1989 and the Board of Public Works' action thereon fulfill all the requirements of Section 27-115 of the Code of Indianapolis and Marion County, Indiana, except for approval by the City-County Council; and

WHEREAS, a copy of Board of Public Works Resolution No. 2844-1989 is attached hereto; now, therefore

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves Board of Public Works Resolution No. 2844-1989, declares that the accounts listed in the certified Schedule of Uncollectible Final Accounts which is a part of that resolution are deemed uncollectible and authorizes and directs the Department of Public Works to cease further collection procedures and to expense the amounts outstanding on such accounts as bad debts.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

BOARD OF PUBLIC WORKS  
RESOLUTION NO. 2844 - 1989

A RESOLUTION DECLARING THE ACCOUNTS LISTED IN THE SCHEDULE  
OF UNCOLLECTIBLE FINAL ACCOUNTS AS UNCOLLECTIBLE AND  
AUTHORIZING THE CESSATION OF FURTHER COLLECTION EFFORTS

WHEREAS, the Department of Public Works, Consolidated City of Indianapolis ("Department"), pursuant to Section 27-115 of the Code of Indianapolis and Marion County ("Section 27-115") has submitted to the Board of Public Works of the Consolidated City of Indianapolis ("Board") a certified Schedule of Uncollectible Final Accounts consisting of the following and attached hereto as ATTACHMENT A:

(1) a certified list of all sewer user FINAL accounts for which the fees and penalties together are twenty-five dollars (\$25.00) or less and which are at least 120 days delinquent and which the Department of Public Works has determined to be uncollectible. Such list includes approximately 9371 separate accounts and a total dollar amount of approximately \$66,855.74;

(2) a statement setting forth the efforts that have been made to collect such accounts and a statement that all such efforts have been unsuccessful;

(3) a statement, including the reasons therefor, that the Department believes it is economically not feasible to pursue collection measures on such accounts;

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WHEREAS, Section 27-115, attached hereto as ATTACHMENT B, provides that upon submission of the schedule described above, the Board may declare the accounts listed in the schedule as uncollectible and may authorize the Department to cease further collection procedures;

WHEREAS, Section 27-115 further provides that the schedule prepared by the Department and the Resolution adopted by the Board shall be forwarded to the City-County Council of the Consolidated City of Indianapolis ("City-County Council") for final approval and a sewer service account may be deemed uncollectible only if the City-County Council shall approve the Schedule and the Board's Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Board that the accounts listed in the attached Schedule of Uncollectible Final Accounts, as certified by the Department (which list includes approximately 9371 separate accounts and a total dollar amount of approximately \$66,855.74), shall be declared uncollectible and the Department shall be authorized to cease further collection procedures and to delete the listed accounts from its accounts receivable and expense the amounts outstanding on the accounts as bad debts, upon final approval of the Schedule and this Resolution by the City-County Council;

BE IT FURTHER RESOLVED that, upon approval and adoption by the Board, the Schedule and this Resolution shall be forwarded to the City-County Council for final approval.

Adopted at the regular meeting of the Board of Public Works of the Consolidated City of Indianapolis, held on the 8 day of May, 1989, at the City-County Building, Indianapolis, Indiana.

BOARD OF PUBLIC WORKS

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Patrick L. Stevens, Chairman

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Thomas O. Hale, Member

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Arno Haupt, Member

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George K. Erganian, Member

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Jack H. Hall, Member

ATTEST:

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Dawn Littleton, Board Secretary

PROPOSAL NO. 336, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 336, 1989, on July 11, 1989. The proposal appropriates \$60,000 for Voters Registration to purchase a software package which would display, store and print the signatures of all voters in Marion County. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 336, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

7 NOT VOTING: *Brooks, Dowden, Giffin, Jones, McGrath, Schneider, Solenberg*

Proposal No. 336, 1989, was retitled FISCAL ORDINANCE NO. 81, 1989, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 81, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Sixty Thousand Dollars (\$60,000) in the County General Fund for purposes of the Voters Registration and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (f) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Voters Registration to purchase a software package enabling the office to display, store and print the signatures of all voters in Marion County.

SECTION 2. The sum of Sixty Thousand Dollars (\$60,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>VOTERS REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$60,000
TOTAL INCREASE	\$60,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>VOTERS REGISTRATION</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$50,000
2. Supplies	10,000
TOTAL REDUCTION	\$60,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 362, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 362, 1989, on July 12, 1989. The proposal amends Chapter 8 of the Code by revising the fees for certain activities. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst moved, seconded by Councillor Boyd, for adoption.

Councillors Golc and Boyd expressed their full support for this proposal. Councillor Williams also expressed her full support and introduced Aaron York, who was on the task force to review all of the permit fees.

Proposal No. 362, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

6 NOT VOTING: Brooks, Clark, Durnil, Giffin, Holmes, McGrath

Proposal No. 362, 1989, was retitled GENERAL ORDINANCE NO. 62, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 62, 1989

A GENERAL ORDINANCE, amending Article II, Division 6 and Article V, Division 5 of Chapter 8 of the Code of Indianapolis and of Marion County, Indiana by revising the fees for certain activities regulated by Chapter 8.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:



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SECTION 1. Division 6 of Article II of Chapter 8 of the Code of Indianapolis and Marion County, Indiana is hereby amended to read as follows:

DIVISION 6. PERMIT, LISTING REGISTRATION,  
LICENSE, EXAMINATION AND  
INVESTIGATION FEES

Sec. 8-80. Payment of fees.

Fees required for activities regulated by this chapter shall be collected by the administrator, division of development services, acting on behalf of the city controller, and are specified in the following sections. All fees shall be rounded to the nearest whole dollar after computation. Floor area shall be determined on the basis of exterior dimensions.

Sec. 8-81. Permit fees for construction, placement or additions to structures.

(a) One- or two-family residential structure:

(1) A one- or two-family dwelling structure:

- a. Minimum fee - ~~\$35.00~~ \$85.00.
- b. General rate - ~~\$0.023~~ \$0.03 per square foot of gross floor area, which shall include the area of an attached garage or carport and the area of a finished basement or attic, but exclude the area of an unfinished basement or attic.

(2) Accessory structure appurtenant to a one- or two-family dwelling structure:

- a. Minimum fee - ~~\$20.00~~ \$40.00.
- b. General rate - ~~\$0.023~~ \$0.03 per square foot of gross floor area.

(b) Structures other than one- or two-family residential structures:

- (1) Minimum fee - ~~\$55.00~~ \$135.00.
- (2) General rate ~~\$0.030~~ \$0.04 per square foot of gross floor area, each floor.

Sec. 8-82. Permit fees for remodeling, alteration, or repair of structures.

(a) One- or two-family residential structures:

- (1) Minimum fee - ~~\$20.00~~ \$40.00.
- (2) General rate - ~~\$5.50~~ \$7.00 per \$1,000.00 of total value or ~~\$0.023~~ \$0.03 per square foot of gross floor area of each floor being remodeled or altered; whichever method of computation yields the less fee amount.
- (3) When remodeling, alteration, or repair of a one- or two-family residential structure is accomplished at the same time as an addition to an existing structure, a single permit fee shall be determined according to section 8-81.

(b) Structures other than one- or two-family residential structures:

- (1) Minimum fee - ~~\$25.00~~ \$75.00.
- (2) General rate - ~~\$5.50~~ \$7.00 per \$1,000.00 of total value or ~~\$0.023~~ \$0.04 per square foot of gross floor area of each floor being remodeled or altered; whichever method of computation yields the lesser fee amount.

Sec. 8-83. Permit fees for plumbing activity.

(a) Installation of a plumbing system in a new structure or in an addition to an existing structure other than a one- or two-family dwelling structure:

- (1) Minimum fee - ~~\$25.00~~ \$30.00.
- (2) General rate - 15% of the fee for the building permit (as provided for in section 8-81) which has been obtained for the new structure.

(b) Alteration, repair or replacement of plumbing in an existing structure, in an addition to an existing one- or two-family dwelling structure, or in a structure appurtenant to an one- or two-family dwelling structure:

- (1) Minimum fee - ~~\$15.00~~ \$20.00.
- (2) General rate - \$5.50 per \$1,000.00 of total value.
- (3) When documentation submitted prior to the issuance of a permit indicates that the value of the structural work is greater than or equal to the value of the plumbing work, the plumbing permit fee shall not exceed the structural permit fee (as provided in section 8-81(a), or in section 8-82).

(c) Initial connection or reconnection of plumbing to a structure which has been removed from one location and is being placed at another location or to a factory construction building - ~~\$20.00~~ \$25.00.

(d) If plumbing activity is limited solely to replacement or installation of one or more water heaters in a structure:

- (1) Minimum fee - \$15.00.
- (2) General rate - \$5.50 per \$1,000.00 of total value.

(e) A permit may encompass plumbing activity in one fee category to be accomplished within a single structure, regardless of the number of independent systems in the structure. The amount of the permit fee for such activity shall be the minimum fee or be the general rate, whichever is higher.

Sec. 8-84. Permit fees for electrical activity.

(a) Installation of an electrical power distribution system in a new structure or in an additional to an existing structure other than an one- or two-family structure:

- (1) Minimum fee - ~~\$30.00~~ \$35.00.
- (2) General rate - 20% of the fee for the building permit (as provided for in section 8-81) which has been obtained for the new structure or addition.

(b) Repair, alteration or remodeling of an electrical power distribution system in an existing structure, in an addition to a one- or two-family dwelling structure:

- (1) Minimum fee - ~~\$15.00~~ \$20.00.
- (2) General rate - \$5.50 per \$1,000.00 total value.
- (3) When documentation submitted prior to the issuance of a permit indicates that the value to the structural work is greater than or equal to the value of the electrical work, the electrical permit fee shall not exceed the structural permit fee (as provided for in section 8-81 (a) or

(c) Installation or replacement of space heating equipment using electricity as its primary source of energy:

- (1) Minimum fee - ~~\$15.00~~ \$20.00.
- (2) General rate - \$0.15 per each 1,000 BTUH of input capacity up the first 1,200,000 BTUH and \$0.07 per each additional 1,000 BTUH.

(d) Installation or replacement of space cooling equipment using electricity as its primary source of energy:

- (1) Minimum fee - ~~\$15.00~~ \$20.00.
- (2) General rate - \$0.20 per 1,000 BTUH of output capacity up to the first 600,000 BTUH, and \$0.07 per each additional 1,000 BTUH.

(e) Installation or replacement of combined space heating and space cooling equipment using electricity as their primary source of energy.

- (1) Minimum fee - ~~\$20.00~~ \$25.00.
- (2) General rate - 70% of the sum of both general rates provided above in section 8-84(c)(2) and (d)(2) as they are applied to the heating input capacity and cooling input capacity, respectively, or the combined space equipment.

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(f) Initial connection or reconnection of electrical power to a structure which has been removed from one location and is being placed at another location - ~~\$20.00~~ \$25.00.

(g) Installation, alteration, replacement or repair of a system distributing electrical power to service equipment supplying power to factory constructed dwellings located in a mobile home park:

(1) Minimum fee - ~~\$20.00~~ \$25.00

(2) General rate - \$6.00 per service equipment assembly located on property owned by the same person, partnership or corporation and available for inspection at one time.

(h) "Electrical craft work certificate of completion and compliance" forms, as allowed in section 8-63 - ~~\$5.00~~ \$7.00 each.

(i) A permit may encompass electrical activity in one fee category to be accomplished within a single structure, regardless of the number of independent systems or equipment units in the structure. The amount of the permit fee for such activity shall be the minimum fee or the general rate, whichever is higher.

Sec. 8-85. Permit fees for heating, cooling and refrigeration activity.

(a) Heating systems:

(1) Installation, replacement, or addition which entails duct work or other types of a heating transfer.

a. Minimum fee - ~~\$20.00~~ \$25.00.

b. General rate \$0.15 per each 1,000 BTUH of input capacity up to the first 1,200,000 BTUH, and \$0.07 each additional 1,000 BTUH.

(2) Replacement or addition which does not entail duct work or other types of a heating transfer:

a. Minimum fee - ~~\$15.00~~ \$20.00.

b. General rate - \$0.15 per each 1,000 BTUH of input capacity up to the first 1,200,000 BTUH, and \$0.07 per each additional 1,000 BTUH.

(b) Cooling systems:

(1) Installation, addition or replacement which entails duct work or other types of cooling transfer.

a. Minimum fee ~~\$20.00~~ \$25.00.

b. General rate \$0.20 per each 1,000 BTUH of input capacity up to the first 600,000 BTUH, and \$0.07 per each additional 1,000 BTUH.

(2) Installation or replacement which does not entail duct work or other types of cooling transfer.

a. Minimum fee - ~~\$15.00~~ \$20.00.

b. General rate - \$0.20 per each 1,000 BTUH of input capacity up to the first 600,000 BTUH, and \$0.07 per additional 1,000 BTUH.

(c) Combined heating systems and cooling systems.

(1) Combined heating systems and cooling systems entailing duct work or other types of heating or cooling transfer.

(a) Minimum fee - ~~\$25.00~~ \$30.00.

(b) General rate - 70% of the sum of both general rates provided above in section 8-85(a)(1)b and 8-85(b)(1)b as they are applied to the heating input capacity and cooling input capacity, respectively, of the combined systems.

(2) Replacement or addition which does not entail duct work or other types of heating or cooling transfer.

(a) Minimum fee - ~~\$20.00~~ \$25.00.

(b) General rate - 70% of the sum of both general rates provided above in section 8-85(a)(1)b and 8-85(b)(1)b as they are applied to the heating input capacity and cooling input capacity, respectively, of the combined system.

(d) Space heating equipment:

(1) Installation of space heating equipment:

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- a. Minimum fee - ~~\$15.00~~ \$20.00.
- b. General rate - \$0.15 per each 1,000 BTUH of input capacity up to the first 1,200,000 BTUH, and \$0.07 per each additional 1,000 BTUH.

(2) Replacement of space heating equipment:

- a. Minimum fee - ~~\$15.00~~ \$20.00.
- b. General rate - \$0.15 per each 1,000 BTUH of input capacity up to the first 1,200,000 BTUH, and \$0.07 per additional 1,000 BTUH.

(e)Spacing cooling equipment:

(1)Installation of space cooling equipment:

- a. Minimum fee - ~~\$15.00~~ \$20.00.
- b. General rate - \$0.20 per each 1,000 BTUH input capacity up to the first 600,000 BTUH, and \$0.07 per each additional 1,000 BTUH.

(2)Replacement of space cooling equipment:

- a. Minimum fee - ~~\$15.00~~ \$20.00.
- b. General rate - \$0.20 per each 1,000 BTUH input capacity up to the first 600,000 BTUH, and \$0.07 per each additional 1,000 BTUH.

(f)Combined space heating and space cooling equipment:

(1) Installation of combined space heating and space cooling equipment:

- a. Minimum fee - ~~\$20.00~~ \$25.00.
- b. General rate - 70% of the sum of both general rates provided above in section 8-85(d)(1)b and 8-85(e)(1)b as they are applied to the heating output capacity and cooling output capacity respectively, of the combined space equipment.

(2) Replacement of combined space heating and space cooling equipment:

- a. Minimum fee - ~~\$20.00~~ \$25.00.
- b. General rate - 70% of the sum of both general rates provided above in section 8-85(d)(2)b and 8-85(e)(2)b as they are applied to the heating output capacity and cooling output capacity respectively, or the combined space equipment.

(g)Refrigeration equipment:

(1)Installation of refrigeration equipment:

- a. Minimum fee - \$20.00.
- b. General rate - \$3.00 per horse power or fraction thereof.

(2)Alteration or repair of refrigeration equipment.

- a. Minimum fee - ~~\$15.00~~ \$20.00.
- b. General rate - \$5.50 per \$1,000.00 of total value.

(h) A permit may encompass heating, cooling and refrigeration activity in one fee category to be accomplished within a single structure, regardless of the number of independent systems or equipment units in the structure. The amount of the permit fee for such activity shall be the minimum fee or the general rate, whichever is higher.

Sec. 8-86. Permit fees for demolition or removal of structures.

(a) One- or two family dwelling structures:

(1) One- or two-family dwelling structures located on the same premises:

- a. Tallest building is two story - ~~\$35.00~~ \$40.00.
- b. For each additional story of tallest building over two stories, add ~~\$10.00~~ \$15.00.

(2) Accessory structure appurtenant to a one- or two-family dwelling structure - ~~\$20.00~~ \$25.00.

(b) Structures other than one- or two-family residential structures:



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(1) One story:

- a. Ground floor area up to 2,000 square feet - ~~\$40.00~~ \$45.00.
- b. Ground floor area up to 4,000 square feet - ~~\$80.00~~ \$85.00.
- c. Ground floor area up to 10,000 square feet - ~~\$120.00~~ \$125.00.
- d. Ground floor area up to 20,000 square feet - ~~\$175.00~~ \$180.00.
- e. Ground floor area over 20,000 square feet - ~~\$350.00~~ \$355.00.

(2) For each additional story over one story, add 50% of the ground floor area fee.

(c) Smokestacks, above ground storage tanks, overhead hoppers, or other similar structures - \$100.00.

Sec. 8-87. Listing, registration and license fees.

(a) General contractors, annual listing fee for sole proprietors - ~~\$50.00~~ \$75.00.

(b) Plumbing contractors, annual registration fee for sole proprietors - ~~\$30.00~~ \$55.00.

(c) Electrical contractors, annual license fee:

(1) Master electrical - ~~\$75.00~~ \$100.00.

(2) Residential electrical - ~~\$50.00~~ \$75.00.

(d) Heating and cooling contractors, annual license fee:

(1) Heavy commercial (unrestricted), light commercial/residential, steam and refrigeration licenses - ~~\$75.00~~ \$100.00.

(2) Residential and all service license - ~~\$50.00~~ \$75.00.

(e) Wrecking contractors, annual license fee:

(1) Type A - ~~\$100.00~~ \$125.00.

(2) Type B - ~~\$75.00~~ \$100.00.

(3) Type C - ~~\$50.00~~ \$75.00.

(f) Licensure, listing and registration fees for partnerships and corporations shall be ~~\$75.00~~ \$100.00.

(1) A listed contractor shall be allowed five (5) names which includes officers, partners or employees of the corporation who are eligible to obtain permits. An additional ~~\$15.00~~ \$40.00 shall be charged for each subsequent name.

(g) Plumbing registration fees for individuals within a corporation who are eligible to obtain permits - ~~\$20.00~~ \$45.00.

(h) A person who meets the inspector status requirements stated in section 8-167, 8-192, 8-222 or 8-252 is relieved of the requirement of the annual license or listing fees.

Sec. 8-88. Examination fees.

Fees for examinations which are required as a condition to contractor licensure shall be in the amount following, or be in the amounts established as the actual cost incurred by the division of development services in having an outside organization prepare and grade such examinations, whichever amount shall be the greater:

(a) Electrical examination fee - ~~\$50.00~~ \$100.00.

(b) Heating and cooling examination fee - ~~\$50.00~~ \$100.00.

(c) Wrecking examination fee - ~~\$50.00~~ \$100.00.

Sec. 8-89. Miscellaneous inspection fees.

(a) For inspection of premises upon which municipally licensed activities are to be carried out, as specified in section 8-73, initial inspection and annual reinspection - ~~\$25.00~~ \$35.00.

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Sec. 8-90. Fee for transfer of building permit.

Fee for transfer of building permit as provided for in section 8-38 - ~~\$20.00~~ \$25.00.

Sec. 8-91. Fee for construction activity not specifically **defined above**.

If construction activity should not be adequately specified by above sections of the Division 6, the general permit or inspection fee shall be calculated at the following rate:

- (a) Minimum fee (residential) - ~~\$20.00~~ \$25.00.
- (b) Minimum fee (anything other than residential) - ~~\$25.00~~ \$30.00.
- (c) General rate - \$5.50 per \$1,000.00 of total value.

Sec. 8-92. Fee exemption relative to construction activity accomplished by or for a governmental unit.

Permits, as required by section 8-30, shall be obtained for construction activity in the consolidated city accomplished by or for a governmental until and inspections as specified by this chapter relative to such construction activity shall be allowed. Fees shall be required as specified in this division, except for the following:

- (a) Construction activity for which a fee cannot be charged by the municipality because of federal or state law, or
- (b) Construction activity accomplished by an employee of the Consolidated City of Indianapolis or the Indianapolis-Marion County Building Authority in the course of his governmental duties.

Sec. 8-93. Fee for building permit obtained by telephone communication.

When a building permit is obtained by telephone communication (as provided for in section 8-36) an additional fee of \$7.00 shall be assessed.

Section 8-94. - 8-99. Reserved.

SECTION 2. Division 5 of Article V of Chapter 8 of the Code of Indianapolis and Marion County, Indiana is hereby amended to read as follows:

### DIVISION 5. PERMIT AND INSPECTION FEES

Sec. 8-340. Permit fees for erection of signs and advertising displays.

The fees to be charged for the erection of all signs or advertising displays shall be as follows:

- (a) ~~Ground signboards:~~ Ground and pole signs:
  - ~~0 to 25 square feet or less - \$6.00~~
  - ~~From 25 to 100 square feet, or any area under 25 square feet, if illuminated - \$11.00~~
  - ~~From 100 to 200 square feet - \$16.50~~
  - ~~For each 100 square feet, or fraction thereof, over 200 square feet - \$2.00~~
  - ~~From 0 to 16 square feet - \$20.00.~~
  - ~~From 16 to and including 100 square feet - \$30.00.~~
  - ~~For each 100 square feet, or fraction thereof, over 100 square feet - \$10.00.~~
  - ~~For height over 25 feet, additional fee - \$10.00.~~
- (b) Roof signs:
  - ~~Up to and including 250 square feet - \$11.00~~
  - ~~For each and every 100 square feet, or fraction thereof, over 250 square feet - \$2.50~~
  - ~~From 0 to and including 100 square feet - \$30.00.~~
  - ~~For each 100 square feet, or fraction thereof, over 100 square feet - \$10.00.~~
- (c) Wall bulletins and wall signs:
  - ~~From 16 square feet up to and including 200 square feet, or any area under 16 square feet, if illuminated - \$6.00~~
  - ~~For each and every 100 square feet, or fraction thereof, over 200 square feet, or over 16 square feet, if illuminated - \$2.00~~
  - ~~From 0 to and including 64 square feet - \$20.00.~~
  - ~~From 64 to and including 100 square feet - \$30.00.~~
  - ~~For each 100 square feet, or fraction thereof, over 100 square feet - \$10.00.~~

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(d) Projecting signs:

~~From 20 square feet up to and including 50 square feet, or any size under 20 square feet, if illuminated - \$6.00~~

~~For each and every 50 square feet, or fraction thereof, over the first 50 square feet, or over the first 20 square feet, if illuminated - \$4.00~~

From 0 to and including 16 square feet - \$25.00.

From 16 to and including 64 square feet - \$35.00.

From 64 to and including 100 square feet - \$45.00.

For each 100 square feet, or fraction thereof, over 100 square feet - \$15.00.

(e) Banners:

For each 100 square feet, or fraction thereof - \$2.00

Sec. 8-341. Permit fees for marquees and permanent awnings.

Marquees and permanent awnings ~~over public property and supported canopies:~~

~~(a) For first 100 square feet - \$10.00~~

~~(b) For each additional 100 square feet - \$5.00~~

~~(c) Supported canopy - \$5.00~~

From 0 to and including 16 square feet - \$25.00.

From 16 to and including 64 square feet - \$35.00.

From 64 to and including 100 square feet - \$45.00.

For each 100 square feet, or fraction thereof, over 100 square feet - \$15.00.

Sec. 8-342. Reserved

SECTION 3. This ordinance shall be in full force and effect on and after September 1, 1989, and apply to applications on and after that date.

PROPOSAL NO. 363, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 363, 1989, on July 18, 1989. The proposal transfers and appropriates \$225,000 for the Department of Metropolitan Development, Public Housing Division, to utilize existing staff to prepare vacated units. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Irvin, for adoption. Proposal No. 363, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Clark, Coughenour, Curry, Dowden, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Brooks, Cottingham, Giffin, McGrath*

Proposal No. 363, 1989, was retitled FISCAL ORDINANCE NO. 82, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 82, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the Indianapolis Housing Authority Fund for purposes of the Department of Metropolitan Development, Housing Division, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Metropolitan Development, Public Housing Division, to utilize existing staff to prepare vacated units by using the skilled trades that have been added this year, thereby

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eliminating the delays encountered in the bidding process and allowing faster occupancy of empty public housing units.

SECTION 2. The sum of Two Hundred Twenty-five Thousand Dollars (\$225,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT	INDIANAPOLIS HOUSING
<u>PUBLIC HOUSING DIVISION</u>	<u>AUTHORITY FUND</u>
2. Supplies	\$225,000
TOTAL INCREASE	\$225,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF METROPOLITAN DEVELOPMENT	INDIANAPOLIS HOUSING
<u>PUBLIC HOUSING DIVISION</u>	<u>AUTHORITY FUND</u>
4. Capital Outlay	\$225,000
TOTAL REDUCTION	\$225,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 364, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 364, 1989, on July 18, 1989. The proposal approves the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst moved, seconded by Councillor Irvin, for adoption. Proposal No. 364, 1989, was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West, Williams*  
2 NAYS: *Dowden, Schneider*  
7 NOT VOTING: *Brooks, Clark, Cottingham, Dumil, Giffin, McGrath, Solenberg*

Proposal No. 364, 1989, was retitled SPECIAL RESOLUTION NO. 50, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 50, 1989

A SPECIAL RESOLUTION approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

WHEREAS, on September 26, 1988, the City-County Council, the City of Indianapolis and of Marion County, Indiana ("Council") adopted City-County Fiscal Ordinance No. 93, 1988, 1989 Annual Budget and Tax levies for the Consolidated City of Indianapolis and for Marion County, Indiana ("Budget Ordinance"); and

WHEREAS, Section 4.01 of the Budget Ordinance, as approved by the Council reads as follows:

Section 4.01. State and Federal Grant Applications Authorized.

The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws regulations in order to apply for and receive, such state and federal grants for payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance. Provided, however, that until this Council has approved the amounts, locations and programmatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent; and

WHEREAS, the Department of Metropolitan Development of the City of Indianapolis, Indiana ("Department of Metropolitan Development") has submitted a program for housing revitalization and economic development, utilizing Community Development Grant Funds to the Council for its approval pursuant to Section 4.01 of the Budget Ordinance; and



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WHEREAS, Council now finds that the amounts, locations and programmatic operations of each of the projects submitted by the Department of Metropolitan Development, should be approved; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Neighborhood Development Fund, utilizing Community Development Grant Funds, submitted to the Council by the Department of Metropolitan Development, a copy of which is attached hereto and incorporated herein by reference as Exhibit A, it is hereby approved, and the amounts, locations and programmatic operation of each project set forth therein, is hereby approved.

SECTION 2. This approval shall constitute the approval required under Section 4.01 of the Budget Ordinance.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

RECOMMENDATIONS FOR COMMUNITY DEVELOPMENT  
BLOCK GRANTS  
1989

Business Opportunity Systems	
Infill Housing Program	<u>\$41,770</u>
Community Action Against Poverty	
Handicapped Housing	<u>20,000</u>
Citizens (CCI)	
1812 Central	<u>43,520</u>
Eastside Community Investments	
Low Income Rental Housing	<u>47,755</u>
Fountain Square Fletcher Place	
Housing Community Fund	<u>32,755</u>
Barrington Housing Fund	<u>25,710</u>
Interfaith Homes	
Emergency Home Repair	<u>31,420</u>
Mortgage Reduction	<u>30,710</u>
Furnace Replacement	<u>32,110</u>
Mary Rigg Center	
Roof Repairs	<u>25,000</u>
Mapleton Fall Creek	
Housing Fund	<u>35,000</u>
Near North Development	
Infill Housing	<u>26,400</u>
Housing Rehab	<u>48,000</u>
Opportunities Industrialization Corporation (OIC)	
Opportunities Plaza	<u>78,520</u>
United Northwest Area	
Housing Revitalization	<u>46,330</u>
Westside Community Development	
Housing Program	<u>75,000</u>
TOTAL	<u>\$640,000</u>

PROPOSAL NO. 365, 1989. Councillor Clark reported that the Municipal Corporations Committee heard Proposal No. 365, 1989, on July 13, 1989. The proposal modifies the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 13, 1988. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Clark moved, seconded by Councillor Durnil, for adoption. Proposal No. 365, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Golc, Hawkins, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams

0 NAYS

6 NOT VOTING: Brooks, Giffin, Gilmer, Holmes, McGrath, Solenberg

Proposal No. 365, 1989, was retitled GENERAL RESOLUTION NO. 9, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 9, 1989

A GENERAL RESOLUTION modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 13, 1988.

WHEREAS, I.C. 36-3-6-9 empowers the City-County Council to review and modify the budget of the Capital Improvements Board of Managers of Marion County; and

WHEREAS, the Capital Improvements Board of Managers of Marion County has requested approval for additional expenditures from the General Operating Fund; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

SECTION 1. City-County General Resolution No. 13, 1988, is amended by allowing the following additional expenditures:

1. Personal Services	<u>\$390,000</u>
Total Expenditures	\$390,000

SECTION 2. The said additional expenditures are funded by the following reduction:

Unappropriated and Unencumbered	
General Operating Fund	<u>\$390,000</u>
Total Decreased Expenditure	\$390,000

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 375, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 375, 1989, on July 26, 1989. The proposal amends Chapter 23 1/2 of the Code to add an additional holiday for sheriff's deputies and to provide for additional death leave and sick leave. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 375, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Brooks, Giffin, McGrath, Solenberg*

Proposal No. 375, 1989, was retitled GENERAL ORDINANCE NO. 63, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 63, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", by amending Sections 48-50 of Chapter 23 1/2 to add an additional holiday for sheriff's deputies and to provide for additional death leave and sick leave.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sec. 48 of Chapter 23 1/2 of the Code of Indianapolis and Marion County is hereby amended by deleting the words crosshatched as follows and inserting the words underlined as follows:

Sec. 23 1/2-48. Sick leave.

August 1, 1989

(a) Any deputy of the Marion County Sheriff's Department hired on or before August 31, 1986, who is unable to perform the duties of his employment by reason of sickness, accident or injury, is entitled to not less than ninety (90) calendar days' sick leave with full pay in a ~~twelve-month period~~ calendar year or for the period of such incapacity, should said period be less than ninety (90) days.

In the case of a deputy incurring a sickness, accident or injury in the direct line of duty, the sheriff, with the approval of the merit board, may, upon the written application of the deputy, extend paid sick leave. Before any extension may be rendered, a medical doctor or ~~psychologist~~ psychologist retained by the department must certify the deputy as unfit for active duty. If the deputy is unable to return to work, he will be placed on disability pension pursuant to the procedures established by IC 36-8-10. The merit board, consistent with the terms of this article, shall establish guidelines, policies, and procedures for the administration of paid sick leaves and extensions thereof.

(b) Any active deputy of the Marion County Sheriff's Department hired after August 31, 1986, shall receive sick leave as follows:

(1) On-duty injury. Any active deputy of the Marion County Sheriff's Department hired after August 31, 1986, who is unable to perform the duties of his/her employment by reason of sickness, accident or injury incurred in the direct line of duty as certified by a medical doctor or psychologist retained by the department, shall be entitled to sick leave with full pay for the period of such incapacity. However, such sick leave period shall not exceed ninety (90) calendar days in a ~~twelve-month period~~ calendar year. The sheriff, with approval of the merit board may, in accordance with established guidelines, extend paid sick leave.

Before any extension may be granted, a medical doctor or psychologist retained by the department must certify the deputy as unfit for active duty. If the deputy is unable to return to work, he will be placed on disability pension pursuant to procedures established by IC 36-8-10. The merit board, consistent with the terms of this article, shall establish guidelines, policies, and procedures for the administration of paid sick leaves and extensions thereof.

(2) Non-duty injury.

a. Definitions.

1. "Sick leave" shall mean time off granted a deputy whose sickness, accident, injury or disability prevent him/her from performing duties directed by the department. Sick leave is intended to provide relief from loss of pay in cases of absence from work due to established incapacity to perform assigned duties, as defined and directed by the department, but is not to be regarded as an optional leave right.
2. "Reasonable evidence" shall mean a certificate from a medical doctor licensed to practice medicine and employed by the police and fire medical clinic or medical doctor approved by the department that the subject deputy is incapable of performing assigned duties as defined and directed by the department. Before granting or continuing sick leave with pay, the department may require evidence that the employee is actually sick or disabled.

b. Accrual.

1. Upon commencement of employment the deputy shall have a bank of ninety-six (96) hours of sick leave for non-duty sickness, accidents or injuries. Upon completion of one (1) year of employment, a deputy shall accrue sick leave at a rate of eight (8) hours per month or ninety-six (96) hours per year.
2. Deputies starting work on or before the fifteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the month following the month in which they were hired.
3. Deputies starting work on or after the sixteenth day of the month shall have their account credited with a full month's accrual of sick time on the first day of the second month after they were hired.
4. ~~A deputy must work one (1) month before time can be credited to his/her account.~~
5. Sick leave will only accrue if a deputy works or is paid for more than one-half the month; provided, however, no deputy shall continue to accrue sick leave or other paid leave while receiving pension disability payments.

c. Unearned leave. Sick leave cannot be used prior to accrual and cannot be earned while on any leave without pay status.

d. Justification. The burden of proof rests with the deputy to convince the department that sick leave is justifiable. The department may require a medical certificate or other evidence of illness as requested. Sick leave is only to be used for a personal doctor's appointment and/or personal illness.

e. Sick leave abuse. In the case of sick leave abuse the department may designate such leave as vacation leave, leave without pay, or as grounds for disciplinary actions, including dismissal.

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f. Separation from employment. Accrued sick leave will not be paid upon termination, except upon separation from employment by reason of:

1. Death;
2. Retirement under circumstances such that the employee would be eligible for retirement benefits under state law; or
3. In the event of a lay-off, if such lay-off is anticipated to last longer than six (6) months, an employee will be entitled to compensation for accrued accumulated sick leave at one-half his/her regular daily rate of compensation.

g. Charging sick leave. Sick leave may only be taken pursuant to departmental regulations.

h. Carryover. Accrued sick leave may be carried over from year to year.

i. Accrual of other paid leave. Vacation days shall accrue to deputies while on paid sick leave.

(c) Any active member of the department not requiring sick leave during any calendar year shall receive three (3) days compensatory leave (perfect attendance days) with full pay in addition to any vacation provided for herein; officers utilizing sick leave for on-duty accident or injury shall not be disqualified for perfect attendance days. This figure may be arrived at by computing each of three (3) four-month periods separately during the year as set forth in departmental regulations, and awarding one (1) day of compensatory leave (perfect attendance day) for each four-month period in which an active member of the department requires no sick leave. Compensatory leave days (perfect attendance days) earned under this section must be used pursuant to departmental regulations.

(d) Compliance with departmental policy. All sick leave related to non-duty sicknesses, accidents and injuries must comply with departmental rules, regulations, orders and standard operating procedures.

SECTION 2. Sec. 49 of Chapter 23 1/2 of the Code of Indianapolis shall be amended by adding the words underlined as follows:

Sec. 23 1/2-49. Holidays.

Deputies scheduled to work five (5) days followed by two (2) days off shall receive ten (10) paid holidays annually pursuant to departmental regulations. Deputies scheduled to work a five-two/five-three (5-2-5-3) schedule, shall not receive paid holidays. The scheduling of deputies is at the discretion of the sheriff and may be regulated by departmental guidelines.

Beginning on January 1, 1990, deputies scheduled to work five (5) days followed by two (2) days off shall receive eleven (11) paid holidays annually pursuant to departmental regulations.

SECTION 3. Sec. 50 of Chapter 23 1/2 of the Code of Indianapolis and Marion County shall be amended by adding the words underlined as follows:

Sec. 23 1/2-50. Death leave.

On the death of a member of the immediate family, i.e., spouse, mother, father, son, daughter, brother, sister, stepmother, stepfather, stepson, stepdaughter, stepbrother, stepsister, father-in-law, mother-in-law, son-in-law, daughter-in-law, grandmother, grandfather, grandson and granddaughter, legal guardian, or other relative who was ~~resident~~ residing with the deputy, a deputy will receive a maximum of three (3) working days leave with pay. The sheriff has the discretion to grant three (3) days for leave to be charged against any earned leave time for a death of someone other than those listed above. Documentation of the appropriate circumstances may be required of the deputy, e.g. death certificate or obituary. Additional time off may be [permitted] to be charged to earned leave time, if available, or [time off] without pay may be granted at the discretion of the sheriff.

SECTION 4. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 5. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



August 1, 1989

PROPOSAL NO. 376, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 376, 1989, on July 19, 1989. The proposal amends the Code by authorizing a four-way stop at Ohio Street and Summit Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Solenberg, for adoption. Proposal No. 376, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

*0 NAYS*

*6 NOT VOTING: Brooks, Giffin, Gilmer, McGrath, Rhodes, Solenberg*

Proposal No. 376, 1989, was retitled GENERAL ORDINANCE NO. 64, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 64, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 21	Ohio St & Summit St	Ohio St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 21	Ohio St & Summit St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**NEW BUSINESS**

President SerVaas indicated that he has selected the following people as members of the Special Utility Committee on Resources: Carlton Curry (chairman); Rozelle Boyd, Gordon Gilmer, Fred Armstrong, Ruth Hayes, Mary Winston, Jay Snyder, Diane Leslie, and Walter Blackburn. He asked for Council approval.

Councillor Howard voiced his concern for the committee selection, indicating that he did not believe it to be a "bi-partisan" committee.

The members of the Special Utility Committee on Resources were approved on the following roll call vote; viz:

*16 YEAS: Borst, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Holmes, Irvin, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West*

*7 NAYS: Boyd, Durnil, Golc, Jones, Moriarty, Strader, Williams*

*6 NOT VOTING: Brooks, Giffin, Hawkins, Howard, McGrath, Solenberg*

**ANNOUNCEMENTS AND ADJOURNMENT**

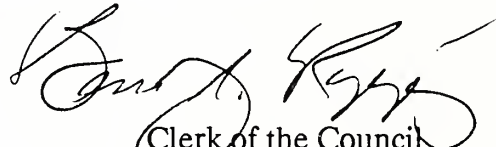
There being no further business, upon motion duly made and seconded, the meeting adjourned at 11:20 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 1st day of August, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, AUGUST 28, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, August 28, 1989, with Councillor SerVaas presiding.

Councillor Moriarty lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Hawkins*

A quorum of twenty-eight members being present, the President called the meeting to order. (Clerk's Note: Councillor Hawkins arrived thereafter.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Howard introduced William Wilson, Jr., who wrote a song about the City of Indianapolis, and asked that it be played. Mr. Wilson stated that he wrote the song because of his love for the City. The song was played for the Council.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

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Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, August 28, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all other business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

August 15, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, August 17, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 393, 394, 395, 396, 397, 398, 399, 337, and 421, 1989, to be held on Monday, August 28, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

August 9, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 68, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seven Thousand Nine Hundred Fifty-two Dollars (\$107,952) in the County General Fund for purposes of the Superior Court, Juvenile Division, and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 69, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Thirty Thousand Nine Hundred Ninety-nine Dollars (\$30,999) in the County General Fund for purposes of the county agencies which are participating in a work-study program, and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 70, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty Thousand Dollars (\$20,000) in the Property



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Reassessment Fund for purposes of the Perry Township Assessor, and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 71, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Nine Hundred Seventy-four Dollars (\$6,974) in the Property Reassessment Fund for purposes of the Washington Township Assessor, and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 72, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Million Four Hundred Four Thousand Dollars (\$2,404,000) in the Welfare General Fund for purposes of the Marion County Welfare Department, and reducing the unappropriated and unencumbered balance in the Welfare General Fund.

FISCAL ORDINANCE NO. 73, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Dollars (\$6,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency, and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 74, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty Thousand Seven Hundred Sixty Dollars (\$50,760) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency, and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 75, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-three Thousand Dollars (\$53,000) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney, and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 76, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Hundred Thousand Dollars (\$300,000) in the Diversion Fund for purposes of the Prosecuting Attorney, and reducing the unappropriated and unencumbered balance in the Diversion Fund.

FISCAL ORDINANCE NO. 77, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Seventy-nine Thousand Five Hundred Sixty-five Dollars (\$279,565) in the County Correction Fund for purposes of the various county agencies, and reducing the unappropriated and unencumbered balance in the County Corrections Fund.

FISCAL ORDINANCE NO. 78, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Eleven Thousand Six Hundred Eighty-eight Dollars (\$11,688) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney, and reducing certain other appropriations for that Fund.

FISCAL ORDINANCE NO. 79, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Thousand Two Hundred Dollars (\$1,200) in the Supplemental Adult Probation Fees Fund for purposes of the Superior Court, Criminal Division, and reducing the unappropriated and unencumbered balance in the Supplemental Adult Probation Fund.

FISCAL ORDINANCE NO. 80, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty Thousand Dollars (\$40,000) in the County General Fund for purposes of the Presiding Judge of the Municipal Court, and reducing the unappropriated and unencumbered balance in the County General Fund.

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FISCAL ORDINANCE NO. 81, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Sixty Thousand Dollars (\$60,000) in the County General Fund for purposes of the Voters Registration and reducing certain other appropriations for that department.

FISCAL ORDINANCE NO. 82, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the Indianapolis Housing Authority Fund for purposes of the Department of Metropolitan Development, Housing Division, and reducing certain other appropriations for that Division.

GENERAL ORDINANCE NO. 62, 1989, amending Article II, Division 6 and Article V, Division 5 of Chapter 8 of the "Code of Indianapolis and Marion County, Indiana", by revising the fees for certain activities regulated by Chapter 8.

GENERAL ORDINANCE NO. 63, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 48-50 of Chapter 23 1/2, to add an additional holiday for sheriff's deputies and to provide for additional death leave and sick leave.

GENERAL ORDINANCE NO. 64, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

SPECIAL ORDINANCE NO. 12, 1989, authorizing the City of Indianapolis to issue its First Lien Economic Development Revenue bonds, Series 1989 (The Home Place Project) in an aggregate principal amount not to exceed \$3,700,000 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 13, 1989, approving a Release and Assumption Agreement and Amendment to Certain Obligations relating to a previously-issued City of Indianapolis Economic Development Revenue Bond in the principal amount of \$1,300,000 for CFS Continental, Inc. dated December 12, 1980 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 14, 1989, authorizing the issuance and sale of bonds by the Board of Commission of the County of Marion (the "Board") for the purpose of making a loan to procure funds necessary for the Marion County Welfare Fund (the "Welfare Fund") in order to defray the expenses and pay the obligations of the Marion County Department of Public Welfare (the "Department of Public Welfare") (excluding administrative expenses and facilities, supplies, and equipment expenses), in the administration of the Department of Public Welfare for the unexpired portion of the fiscal year, and to pay the expenses in connection with or on account of the issuance of such bonds, and appropriating the proceeds of such bonds.

SPECIAL ORDINANCE NO. 15, 1989, authorizing the issuance and sale of bonds by the Board of Commissions of the County of Marion (the "Board") for the purpose of making a loan to procure funds necessary to be advanced by Marion County to Center Township for poor relief purposes and to pay the expenses in connection with or on account of the issuance of such bonds, and appropriating the proceeds of such bonds.

GENERAL RESOLUTION NO. 8, 1989, approving the Board of Public Works Resolution No. 2844-1989, a resolution declaring the Sewer Service accounts listed in the Schedule of Uncollectible Final Accounts as uncollectible and authorizing the cessation of further collection efforts.

GENERAL RESOLUTION NO. 9, 1989, modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 13, 1988.

SPECIAL RESOLUTION NO. 42, 1989, honoring Homecroft's Respect for Law Camp.

SPECIAL RESOLUTION NO. 43, 1989, honoring the Rhodius Park basketball team.

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SPECIAL RESOLUTION NO. 44, 1989, honoring the Heart for the City Project.

SPECIAL RESOLUTION NO. 45, 1989, honoring the Dynamo '75 Ladies soccer team.

SPECIAL RESOLUTION NO. 46, 1989, honoring Phi Kappa Psi Fraternity.

SPECIAL RESOLUTION NO. 47, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 48, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 49, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 50, 1989, approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds.

SPECIAL RESOLUTION NO. 51, 1989, amending City-County Special Resolution No. 39, 1988, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of August 1, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 475, 1989. This proposal honors Maurine Marchani, a science teacher at Stonybrook Junior High School and two of her seventh grade students, Steve Prater and Sheryl Stratton. Councillor Ruhmkorff, along with Councillor Solenberg, read the resolution and presented a framed document to Steve Prater, Sheryl Stratton and Maurine Marchani. Steve and Sheryl were accompanied by their families. Ms. Marchani expressed her appreciation for the recognition. She stated that the motto of the school is "being our best is our business" and she believes that Steve and Sheryl have done this and is very proud of them. Councillor Ruhmkorff moved, seconded by Councillor Solenberg, for adoption. Proposal No. 475, 1989, was adopted by unanimous voice vote.

Proposal No. 475, 1989, was retitled SPECIAL RESOLUTION NO. 52, 1989, and reads as follows:

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CITY-COUNTY SPECIAL RESOLUTION NO. 52, 1989

A SPECIAL RESOLUTION honoring Steve Prater, Sheryl Stratton and Maurine Marchani.

WHEREAS, Warren Township's Stonybrook Junior High School science teacher, Maurine Marchani, gave her seventh grade students a challenging science assignment: "Look around, find a need, and try to fill that need."; and

WHEREAS, student Steve Prater, who has spina bifida, using five dollars worth of common household items, invented a handwriting stabilizer which enabled classmate Sheryl Stratton, who has cerebral palsy, to write for the first time in her life; and

WHEREAS, the five dollar invention was judged one of the 45 first place winners out of 300,000 entries in national competition; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Stonybrook Junior High School science teacher Maurine Marchani for her inspiration and guidance.

SECTION 2. The Council further recognizes Stonybrook Junior High students Steve Prater and Sheryl Stratton who collaborated to use Steve's ingeniously simple award-winning device that helped make life more fulfilling to fellow human beings.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 476, 1989. This proposal memorializes Hollis V. Becker. Councillor Dowden read the resolution and presented a framed document to Rose Marie Becker, who was accompanied by her daughter, Michelle Glesing, and son-in-law. Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 476, 1989, was adopted by unanimous voice vote.

Proposal No. 476, 1989, was retitled SPECIAL RESOLUTION NO. 53, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 53, 1989

A SPECIAL RESOLUTION memorializing Hollis V. Becker.

WHEREAS, Hollis V. Becker, who passed away May 18, 1989, had served on the Marion County Community Corrections Advisory Board since the Board's inception in 1981; and

WHEREAS, Mr. Becker was looked upon as being fairminded, and was sincerely dedicated to make the community corrections program a model for the nation; and

WHEREAS, Mr. Becker gave generously of his personal time to the Board activities, and with the monitoring and rehabilitation of home detention offenders; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby commends the foresight and dedication beyond the call of duty of Hollis V. Becker.

SECTION 2. The Council additionally recognizes the long lasting value of Mr. Becker's contribution to the Marion County Community Corrections Program, its staff, and the offenders it serves, who were all made better by Mr. Becker's quiet inspirational influence.

SECTION 3. The Council offers its sincere sympathy to Mr. Becker's widow, Rose Marie Becker, and to their children.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.



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SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 477, 1989. This proposal honors Indiana Secretary of the Year, Emma L. Moore, CPS. Councillor Curry read the resolution and presented a framed document to Ms. Moore. She expressed her appreciation for the recognition. Councillor Curry moved, seconded by Councillor Gilmer, for adoption. Proposal No. 477, 1989, was adopted by unanimous voice vote.

Proposal No. 477, 1989, was retitled SPECIAL RESOLUTION NO. 54, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 54, 1989

A SPECIAL RESOLUTION honoring Indiana Secretary of the Year, Emma L. Moore, CPS.

WHEREAS, Emma L. Moore, CPS, has been with General Motors Corporation for 34 years, and is currently Executive Secretary to the Director of Product Support of GM's Allison Gas Turbine Division; and

WHEREAS, Mrs. Moore is a Certified Professional Secretary, has earned a Secretarial Science Degree, Bachelor's and Master's Degree, and was a member of the 1989 Professional Secretaries International Goodwill People-to-People Delegation to the People's Republic of China, Singapore, Thailand, Indonesia and Hong Kong; and

WHEREAS, Mrs. Moore has generously contributed countless hours of time to her professional organizations and to her profession, has been honored with inclusion in the 1989 Edition of WHO'S WHO OF AMERICAN WOMEN, and has recently been elected as the 1989 Secretary of the Year by the Indiana Division of Professional Secretaries International; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates Emma L. Moore, CPS, for achieving the high honor of being selected as the 1989 Indiana Secretary of the Year.

SECTION 2. The Council additionally wishes to thank Mrs. Moore for her many years of altruistic volunteer work for the continuing education and benefit of others in her chosen profession.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 478, 1989. This proposal recognizes and congratulates all who were involved with the seventeen-year-old Indianapolis-Scarborough Peace Games. Councillor Howard read the resolution and presented a framed document to Jennifer Voris and Jean Kesterson, who work for the Department of Parks and Recreation and helped organize the Indianapolis-Scarborough Peace Games. They expressed their appreciation for the recognition. Councillor Howard moved, seconded by Councillor West, for adoption. Proposal No. 478, 1989, was adopted by unanimous voice vote.

Proposal No. 478, 1989, was retitled SPECIAL RESOLUTION NO. 55, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 55, 1989

A SPECIAL RESOLUTION concerning the Indianapolis-Scarborough Peace Games.

WHEREAS, the seventeen-year-old Indianapolis-Scarborough Peace Games is the oldest and largest international amateur sporting event in Indiana and was the genesis for the amateur sports movement in Indianapolis; and

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WHEREAS, important benefits of the Games include long lasting friendships developed between residents of Scarborough, Canada, and Indianapolis, USA, good amateur sporting competition, and a healthy cultural exchange; and

WHEREAS, the August, 1989, Games were especially important because this was the eight-to-eight win-loss tie breaking year; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and congratulates all who are involved with the seventeen-year-old Indianapolis-Scarborough Peace Games.

SECTION 2. The Council further specifically recognizes the 4,000 Indianapolis athletes in fifteen sports who entered the Games, Art Strong, Jennifer Voreis and Jean Kesterson of the Indianapolis Department of Parks and Recreation, and the local government officials who attended the 1989 Games in Scarborough, Canada, earlier this month.

SECTION 3. The Council additionally recognizes the Scarborough athletes, local elected officials, and their volunteer chairman, Mary Jane Aaroe, all of whom proved to be excellent hosts, competitive athletes, and good sports this year.

SECTION 4. The people and the City of Indianapolis look forward to hosting our Canadian neighbors in Indianapolis next summer for the 1990 Games.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 392, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 392, 1989, on August 14, 1989. The proposal appoints members of an Urban Enterprise Association. By a 5-1-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst indicated that there was new information provided by the staff of the Department of Metropolitan Development, and he asked that this proposal be sent back to committee. Without objection, Proposal No. 392, 1989, was sent back to committee to be heard again.

President SerVaas passed the gavel to Councillor West.

PROPOSAL NO. 494, 1989. This proposal repeals Council Resolution No. 41, 1989, thus discharging the Special Committee to study the City's Department of Public Utilities.

Councillor SerVaas thanked the members of the special committee who were to study the City's public utilities, particularly Citizen's Gas. He stated that he lost the battle in the media. In his opinion, those opposing the idea of the committee were Citizen's Gas, the Indianapolis newspapers, and the Citizen's Action Coalition, and they created a lot of negative publicity dealing with the committee. They strongly wanted the Mayor to appoint the committee, rather than President SerVaas.

President SerVaas met with representatives from Citizen's Gas and from that meeting an agreement was made: that the special committee would be discharged and that the representatives from Citizen's Gas would report to the Council on their operations, gas rates, gas supplies, and contractual services.

President SerVaas will meet with the Committee on Committees to determine what standing committee will meet with the gas company.

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Councillors Shaw and Rhodes indicated that they do not like the fact that the gas company will be raising their rates now after the special committee will be discharged. They asked the representatives of Citizen's Gas or the newspapers to explain this. Councillor Rhodes also suggested that the PEPPER Committee include the public utilities in their review of the Municipal Corporations.

Councillor Boyd mentioned many things that deal with the gas company that he believes should be looked into. He will be supporting a proposal in the future to have the Municipal Corporations Committee review the gas company and get some answers to many questions he has pertaining to the nature and trust of the gas company. He explained that the Council has a responsibility to the citizens of Indianapolis to have these questions answered.

Councillor SerVaas asked the Council to support him in his appeal and moved, seconded by Councillor Dowden, for adoption. Proposal No. 494, 1989, was adopted by unanimous voice vote.

Proposal No. 494, 1989, was retitled COUNCIL RESOLUTION NO. 42, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 42, 1989

A COUNCIL RESOLUTION to repeal Council Resolution No. 41, 1989, thus discharging the Special Committee to study the City's Department of Public Utilities.

WHEREAS, the City-County Council in recent action did establish a Special Committee to study the City's Department of Public Utilities, known as Citizen's Gas; and

WHEREAS, just before the Special Committee was about to begin its enquiry, Citizen's Gas and your presiding officer met and agreed that henceforth Citizen's Gas would regularly report to this Council, and in particular on its operations, gas rates, customer service, and gas supply; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the Indianapolis City-County Council repeal its Council Resolution No. 41, 1989, thus discharging this Special Committee.

SECTION 2. That this Council vote its special thanks to the nine members of the Special Committee for their willingness to have undertaken this important mission for the Council.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor West returned the gavel to President SerVaas.

INTRODUCTION OF PROPOSALS

PROPOSAL NO. 445, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending Division 2 of Chapter 17, of the Code, dealing with the composition and operation of the license review board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 446, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,000,000 for the County Auditor for expenditure in connection with negotiation, acquisition, and renovation of a jail annex facility"; and the President referred it to the Public Safety and Criminal Justice Committee.



PROPOSAL NO. 447, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$120,000 for the Information Services Agency to pay for increased hardware and software maintenance cost associated with acquisition of a second CPU"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 448, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$2,200 for the Lawrence Township Assessor to cover unexpected expenses in the office supply account"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 449, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,500 for the Perry Township Assessor to cover costs of additional labels and forms within the supply account"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 450, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$3,800,000 of anticipated Section 108 loan proceeds for the Department of Metropolitan Development, Community Development Administration, to provide persons of low-moderate income with the opportunity to purchase an affordable home within goals set forth by the Housing Strategy Plan adopted by the City of Indianapolis"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 451, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 452, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 453, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 454, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 455, 1989. Introduced by Councillor Clark. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION reviewing, modifying, and approving the operating and maintenance budget and tax levies of the In-



dianapolis-Marion County Public Library Board of Marion County, Indiana"; and the President referred it to the Municipal Corporations Committee.

PROPOSAL NO. 456, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$11,200 for the Department of Parks and Recreation, Eagle Creek Division, to provide a youth archery program, financed from a Lilly Endowment Grant"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 457, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$18,800 of private grant proceeds for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to provide various youth sports programs"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 458, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$175,000 for the Department of Parks and Recreation, Administration Division, to continue improvement of the Fall Creek Corridor by addition of parking, bike trail, signage, landscaping, paths and boat launch"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 459, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,500 for the Superior Court, Criminal Division, Probation Department, to pay for additional supplies needed to make new capital expenditure purchases operational"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 460, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE appropriating \$232,484 for the Department of Public Safety, Fire Division, to fund salaries of authorized personnel and to cover underfunding in the 1989 budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 461, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$49,593 for the Department of Public Works, Administration Division, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 462, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,500,000 for the Department of Public Works, Liquid Waste Processing Operations, to help pay for construction, rehabilitation, and upgrade of sanitary services and Northside Diversion Project"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 463, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$284,435 for the Department of Public Works, Office of the Director, to hire staff for

the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 464, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$27,829 for the Department of Public Works, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 465, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a passenger and materials loading zone for Indiana News, on a portion of Maryland Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 466, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Post Road and Raymond Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 467, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Edgewood Avenue and Keystone Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 468, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Five Points Road and Southport Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 469, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a weight limit on Manderley Drive between 86th and 91st Streets"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 470, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing parking changes on portions of Central Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 471, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 25 mph speed limit control change on Hillside Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 472, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing a 4-way stop at the intersection of Evanston Avenue and 58th Street, and also at the intersection of Hillside Avenue and 58th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 473, 1989. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code

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by authorizing a 4-way stop at the intersection of Burton Avenue and Roach Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 474, 1989. Introduced by Councillor Howard. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by prohibiting parking on certain days and hours on Delaware Street, on the east side, from 25th Street to Fall Creek Parkway, South Drive"; and the President referred it to the Transportation Committee.

### MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 479, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing and directing the appropriate officers of Marion County to cause to be prepared and executed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for Marion County"; and the President referred it to the Community Affairs Committee.

PROPOSAL NO. 493, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$11,500 for the Juvenile Detention Center to provide equipment for training, recreation, and recordkeeping"; and the President referred it to the Public Safety and Criminal Justice Committee.

### SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 443, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 443, 1989, on August 16, 1989. The proposal extends the expiration date contained in an inducement resolution adopted in August, 1988, for Coburn Place Associates Limited. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 443, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Ser-Vaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*4 NOT VOTING: Brooks, Clark, Howard, McGrath*

Proposal No. 443, 1989, was retitled SPECIAL RESOLUTION NO. 56, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 56, 1989

A SPECIAL RESOLUTION amending City-County Special Resolution No. 46, 1988, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "City") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, construction, renovation, installation and equipping of said facilities either directly owned by or leased or sold to a company; and leased or subleased to users of the facilities; and

WHEREAS, City-County Special Resolution No. 46, 1988, (the "Inducement Resolution") has been previously adopted by the City-County Council of The City of Indianapolis and Marion County, Indiana, concerning certain proposed economic development facilities to be developed by Coburn Place Associates Limited (the



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"Company") which Inducement Resolution set an expiration date of September 30, 1989 unless the economic development revenue bonds for the Project have been issued prior to the aforesaid date or unless, upon a showing of good cause by the Company, the City by official action extends the term of the inducement resolution; and

WHEREAS, such bonds have not yet been issued as of the date of adoption of this City-County Special Resolution, but the Company has shown good cause to extend the aforesaid expiration date; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council finds, determines, ratifies and confirms that the Inducement Resolution is hereby amended by deleting the expiration date of September 30, 1989 contained therein and replacing said date with the date of March 31, 1990.

SECTION 2. The City-County Council further finds, determines, ratifies and confirms that except as modified by Section 1 hereof, all other findings and provisions of the Inducement Resolution shall remain unchanged and are hereby reaffirmed and confirmed.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 444, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 444, 1989, on August 16, 1989. The proposal extends the expiration date contained in an inducement resolution adopted in November, 1986, for Thomas P. Sheehan. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Schneider moved, seconded by Councillor Gilmer, to strike the proposal. Proposal No. 444, 1989, was stricken by unanimous voice vote.

Councillor Williams indicated that there were many people in the audience to hear Proposal No. 366, 1989, and asked that it be heard next. Without objection, the proposal was moved up on the agenda and heard as the next item.

PROPOSAL NO. 366, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 366, 1989, on August 10, 1989. The proposal approves certain public purpose grants for support of the arts. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Durnil stated that a technical amendment needed to be made for Proposal No. 366, 1989. He explained that the figures on the proposal do not add up to the total and asked that the proposal be amended by the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 366, 1989, be amended as follows:

In Section 1 change the total for the Arts Council Administrative Support to read \$12,240 in lieu of the amount of \$12,704.

(Note: this will not change the total of the resolution.)

---

Councillor Durnil

Proposal No. 366, 1989, was amended by unanimous voice vote. Councillor Durnil moved, seconded by Councillor Williams, for adoption. Proposal No. 366, 1989, As Amended, was adopted on the following roll call vote; viz:



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23 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Strader, West, Williams*  
5 NAYS: *Clark, Dowden, Ruhmkorff, Schneider, Solenberg*  
1 NOT VOTING: *McGrath*

Proposal No. 366, 1989, As Amended, was retitled GENERAL RESOLUTION NO. 10, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 10, 1989

A GENERAL RESOLUTION approving certain public purpose grants for support of the arts.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The following grants totaling \$99,704 approved by Special Resolution No. 7, 1989 of the Board of Parks and Recreation, for support of the arts are approved for the following organizations in the amounts set opposite their respective names:

Phoenix Theatre, Inc.	\$ 7,500
Very Special Arts Indiana	6,300
Freetown Village, Inc.	5,920
Young Audiences of Indiana, Inc.	7,000
Indianapolis Children's Choir	7,174
Madame Walker Urban Life Center, Inc.	7,000
Starlight Musicals, Inc.	3,500
Arts Indiana, Inc.	6,300
Indianapolis Dance Company	2,800
Indianapolis Chamber Orchestra	2,800
Stories, Inc.	4,320
Indianapolis Arts Chorale	2,380
Soul People Repertory Company	5,000
Ensemble Music Society	3,900
American Pianists Association, Inc.	4,500
Eiteljorg Museum of American Indian and Western Art	3,150
Writers' Center of Indianapolis, Inc.	3,300
Dans Ethnik, Inc.	2,520
Indiana Film Society	2,100
Arts Council Administrative Support	<u>12,240</u>
Total	\$99,704

SECTION 2. This resolution is adopted in satisfaction of the requirements of Sec 4.01(b) of the Annual Budget for 1989, Fiscal Ordinance No. 93, 1988.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 480 - 485, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 3, 1989". The Council did not schedule Proposal Nos. 480 - 485, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 480 - 485, 1989, were retitled REZONING ORDINANCE NOS. 150 - 155, 1989, and are identified as follows:

REZONING ORDINANCE NO. 150, 1989. 89-Z-113 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17  
3623 WEST 30TH STREET, INDIANAPOLIS.  
EAGLEDALE PLAZA, L.P., by Harry F. McNaught, Jr., requests the rezoning of 13.4 acres, being in the I-3-V district, to the C-4 classification to conform zoning to its use of a shopping center.

REZONING ORDINANCE NO. 151, 1989. 89-Z-131 WARREN TOWNSHIP

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COUNCILMANIC DISTRICT NO. 13

139 SOUTH MITTHOEFER ROAD (REAR), INDIANAPOLIS.

ROBERT S. SEIBEL requests the rezoning of 16.3 acres, being in the A-2 district, to the SU-3 classification to provide for use as a part of a planned golf course.

REZONING ORDINANCE NO. 152, 1989. 89-Z-132 (AMENDED) WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 4

7320 NORTH KEYSTONE AVENUE, INDIANAPOLIS.

GERALD H. TARSHES, by Stephen D. Mears, requests the rezoning of 1.28 acres, being in the C-1 district, to the C-3 classification to provide for retail development.

REZONING ORDINANCE NO. 153, 1989. 89-Z-137 PIKE TOWNSHIP COUNCILMANIC DISTRICT NO. 1

5355 NORTH RACEWAY ROAD, INDIANAPOLIS.

JOSEPH WARREN, INC., by Mary E. Solada, requests the rezoning of 15.74 acres, being in the D-S district, to the PK-2 classification to provide for single-family development.

REZONING ORDINANCE NO. 154, 1989. 89-Z-139 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 2

9593 DITCH ROAD, INDIANAPOLIS.

TALBOTT W. DENNY AND ROBERT B. HOLLANDER, by Stephen A. Backer requests the rezoning of 5 acres, being in the A-2 district, to the D-5 classification to provide for the development of 20 detached single-family homes.

REZONING ORDINANCE NO. 155, 1989. 89-Z-141 LAWRENCE TOWNSHIP COUNCILMANIC DISTRICT NO. 5

8123 CASTELTON ROAD, INDIANAPOLIS.

GLENN T. AND CAROLYN B. SHAY, by John H. Calhoun, Jr., requests the rezoning of 0.69 acre, being in the SU-9 district, to the C-4 classification to provide for a veterinary office.

PROPOSAL NO. 486, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on August 9, 1989". The Council did not schedule Proposal No. 486, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 486, 1989, was retitled REZONING ORDINANCE NO. 156, 1989, and is identified as follows:

REZONING ORDINANCE NO. 156, 1989. 89-Z-81 (AMENDED) PERRY TOWNSHIP COUNCILMANIC DISTRICT NO. 20

7210 U.S. 31 SOUTH, INDIANAPOLIS.

HANNA AND MUNIRA SHOMAL AND JIRIES W. AND ISA W. ISHAK request the rezoning of 4 acres, being in the A-2 district, to the C-1 classification to provide for retail sales.

PROPOSAL NOS. 487 - 492, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on August 18, 1989". The Council did not schedule Proposal Nos. 487 - 492, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 487 - 492, 1989, were retitled REZONING ORDINANCE NOS. 157 - 162, 1989, and are identified as follows:

REZONING ORDINANCE NO. 157, 1989. 89-Z-134 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 2

3837 KNOLLTON ROAD, INDIANAPOLIS.

TRAMMELL CROW COMPANY, by Harry F. McNaught, Jr., requests the rezoning of 16 acres, being in the A-2 district, to the D-6 II classification to provide for multi-family development.

REZONING ORDINANCE NO. 158, 1989. 89-Z-142 CENTER TOWNSHIP COUNCILMANIC DISTRICT NO. 23

3672 EAST RAYMOND STREET, INDIANAPOLIS.

PHILLIP L. AND JUDITH E. STEWART request the rezoning of 1.095 acres, being in the D-3 district, to the C-4 classification to provide for commercial development.

REZONING ORDINANCE NO. 159, 1989. 89-Z-148 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 15

7212 EAST WASHINGTON STREET, INDIANAPOLIS.

RALPH DOUGLAS WALKER requests the rezoning of .6 acre, being in the D-3 district, to the C-1 classification to provide for office development.

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REZONING ORDINANCE NO. 160, 1989. 89-Z-151 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17

2002 LAFAYETTE ROAD, INDIANAPOLIS.

KENNETH L. HITE AND THOMAS H. CARROLL, by Phillip C. thrasher, requests the rezoning of 1.953 acres, being in the C-4 district, to the C-ID classification to provide business use (distributor of manufacturing tools, equipment and parts).

REZONING ORDINANCE NO. 161, 1989. 89-Z-152 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17

2840 COLD SPRINGS ROAD, INDIANAPOLIS.

AL-FAJR JAMI MASJID requests the rezoning of 2 acres, being in the HD-1 district, to the SU-1 classification to provide for a church.

REZONING ORDINANCE NO. 162, 1989. 89-Z-159 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 23

3350 CARSON AVENUE, INDIANAPOLIS.

INDIANA BIBLE COLLEGE, by Stephen D. Mears, requests the rezoning of 13 acres, being in the SU-6 district, to the SU-2 classification to provide for the development of an educational campus with uses including a bible college, accessory athletic facilities as a christian school.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 306, 1989. This proposal is a rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street. Councillor West stated that the petitioner in Rezoning Docket 89-Z-93 (City-County Proposal No. 306, 1989) had consented to the extension of the final action date on such petition, pursuant to IC 36-7-4-608 (c)(3).

The President called for public testimony at 8:46 p.m. There being no one present to testify, Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 306, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West, Williams*

1 NAY: *Solenberg*

3 NOT VOTING: *Hawkins, McGrath, Schneider*

Proposal No. 306, 1989, was retitled REZONING ORDINANCE NO. 163, 1989, and reads as follows:

REZONING ORDINANCE NO. 163, 1989. 89-Z-93 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16

2411 NORTH ILLINOIS STREET, INDIANAPOLIS.

INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY, by Stephen D. Mears, requests the rezoning of 4.10 acres, being in the C-S/RC district, to the SU-37/RC classification to provide for a library service center.

PROPOSAL NO. 421, 1989. This proposal is a rezoning ordinance for Perry Township, Councilmanic District 25, 1002 West Hanna Avenue. Councillor Borst reported that this proposal was certified by the Metropolitan Development Commission on July 6, 1989. On August 1, 1989, it was called out for public hearing, which would be held on August 28, 1989. Councillor Borst indicated that since that time the petitioner no longer cares to pursue this rezoning, due to the fact that the Metropolitan Development Commission denied the Petition for Variance of the height requirements of the I-3-U Development Standards.

The President called for public testimony at 8:48 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Cottingham, to defeat the proposal. Proposal No. 421, 1989, was defeated on the following roll call vote; viz:



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0 YEAS

27 NAYS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

2 NOT VOTING: *McGrath, Solenberg*

PROPOSAL NO. 337, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 337, 1989, on July 26, 1989. The proposal appropriates \$600,000 for MECA to pay consultant firm(s) for the preparation of a detailed design and specification for the new integrated county-wide emergency communications system. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 337, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Holmes, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS

6 NOT VOTING: *Giffin, Hawkins, Howard, McGrath, Shaw, Solenberg*

Proposal No. 337, 1989, was retitled FISCAL ORDINANCE NO. 83, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 83, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Hundred Thousand Dollars (\$600,000) in the Metropolitan Emergency Communications Fund for purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter estimated for purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, to pay consultant firm(s) for work in 1989 for preparation of detailed system design and preparation of specification for the new integrated county-wide emergency/Public Safety communications system. Pursuant to I.C. 5-1-14-6, the cost of this Systems Integration Agreement is to be reimbursed to the issuer from the proceeds of any obligations issued to finance the Marion County Public Safety Communications System.

SECTION 2. The sum of Six Hundred Thousand Dollars (\$600,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY	METROPOLITAN EMERGENCY
<u>METROPOLITAN EMERGENCY COMMUNICATIONS AGENCY</u>	<u>COMMUNICATIONS FUND</u>
3. Other Services & Charges	\$600,000
TOTAL INCREASE	\$600,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>METROPOLITAN EMERGENCY</u>
	<u>COMMUNICATIONS FUND</u>
Unappropriated and Unencumbered	
Metropolitan Emergency Communications Fund	\$600,000



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TOTAL REDUCTION

\$600,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 393, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 393, 1989, on August 10, 1989. The proposal appropriates \$1,900 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to purchase a tent for medical purposes at the Velodrome. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:59 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Howard, for adoption. Proposal No. 393, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Borst, Hawkins, Howard, McGrath, Solenberg*

Proposal No. 393, 1989, was retitled FISCAL ORDINANCE NO. 84, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 84, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Thousand Nine Hundred Dollars (\$1,900) in the Park General Fund for purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget. Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, to purchase a tent for medical purposes at the Velodrome.

SECTION 2. The sum of One Thousand Nine Hundred Dollars (\$1,900), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u> <u>RECREATION AND SPORTS FACILITIES DIVISION</u>	<u>PARK GENERAL FUND</u>
4. Capital Outlay	<u>\$1,900</u>
TOTAL INCREASE	\$1,900

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	<u>\$1,900</u>
TOTAL REDUCTION	\$1,900

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 394, 396, and 398, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal Nos. 394, 396, and 398, 1989, on August 23, 1989. Proposal No. 394, 1989, appropriates \$50,959 for the

Presiding Judge of the Municipal Court, to staff the new court with one court reporter, one chief bailiff, three court bailiffs, and one public defender. Proposal No. 396, 1989, appropriates \$29,872 for the County Sheriff for additional correction officers to allow reassignment of Merit Deputies for a new evening session of Domestic Violence Court. Proposal No. 398, 1989, appropriates \$26,231 for the Prosecuting Attorney to pay salaries for one deputy prosecutor and two advocates for the new Domestic Violence Court recently established. By a 3-2 vote, the Committee tabled the proposals. Councillor Dowden asked that these proposals be postponed until the Council meeting on October 9, 1989.

Councillor Williams asked why the Committee had to wait so long to hear the proposals. Councillor Dowden explained that due to the abundance of budget hearings scheduled in September already, these proposals will be heard after the budget hearings.

Without objection Proposal Nos. 394, 396, and 398, 1989, were postponed until October 9, 1989.

PROPOSAL NO. 395, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 395, 1989, on August 23, 1989. The proposal appropriates \$23,285 for the Presiding Judge of the Municipal Court to add three Alcohol and Drug Services/probation Officers. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:03 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 395, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West*

*0 NAYS*

*6 NOT VOTING: Dumil, Howard, McGrath, Moriarty, Strader, Williams*

Proposal No. 395, 1989, was retitled FISCAL ORDINANCE NO. 85, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 85, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-three Thousand, Two Hundred Eighty-five Dollars (\$23,285) in the Alcohol and Drug Services Fund for purposes of the Presiding Judge of the Municipal Court, and reducing the unappropriated and unencumbered balance in the Alcohol and Drug Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court, to add three Alcohol and Drug Services/Probation Officers for September to December, 1989.

SECTION 2. The sum of Twenty-three Thousand, Two Hundred Eighty-five Dollars (\$23,285), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

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PRESIDING JUDGE OF THE MUNICIPAL COURT

1. Personal Services

ALCOHOL AND DRUG SERVICES FUND

\$19,404

COUNTY AUDITOR

1. (Fringes at 20%)

3,881

TOTAL INCREASE

\$23,285

SECTION 4. The said additional appropriations are funded by the following reductions:

ALCOHOL AND DRUG SERVICES FUND

Unappropriated and Unencumbered

Alcohol and Drug Services Fund

\$23,285

TOTAL REDUCTION

\$23,285

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 397, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 397, 1989, on August 23, 1989. The proposal originally appropriated \$17,798 for the Clerk of the Circuit Court to add two new clerks to the new Municipal Court authorized by the new legislation just passed. The Committee amended the proposal to appropriate \$6,375 instead of \$17,798. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:05 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 397, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Borst, Howard, McGrath, Moriarty*

Proposal No. 397, 1989, was retitled FISCAL ORDINANCE NO. 86, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 86, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Three Hundred Seventy-five Dollars (\$6,375) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing the unappropriated and unencumbered balance in the County General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Clerk of the Circuit Court to add two clerks to the new Municipal Court as authorized by recently enacted legislation and to pay for printing of traffic tickets and related postage for the clerk's staff who operate the Court Violations Bureau for the remainder of 1989.

SECTION 2. The sum of Six Thousand Three Hundred Seventy-five Dollars (\$6,375), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

CLERK OF THE CIRCUIT COURT

3. Other Services & Charges

TOTAL INCREASE

COUNTY GENERAL FUND

\$6,375

\$6,375

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SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	\$6,375
TOTAL REDUCTION	\$6,375

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 399, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 399, 1989, on August 23, 1989. The proposal appropriates \$1,940 for the Marion County Community Corrections Agency to fund the attendance of the Executive Director and the Jail Component Coordinator at the American Correctional Association Conference. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:06 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 399, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*  
1 NAY: *Schneider*  
5 NOT VOTING: *Borst, Howard, McGrath, Moriarty, Strader*

Proposal No. 399, 1989, was retitled FISCAL ORDINANCE NO. 87, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 87, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Thousand Nine Hundred Forty Dollars (\$1,940) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to transfer from User Fees into State and Federal Grant Funds for purposes of funding attendance of the Executive Director and Jail Component Coordinator at the American Correctional Association Conference.

SECTION 2. The sum of One Thousand Nine Hundred Forty Dollars (\$1,940), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY</u> <u>COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	\$1,940
TOTAL INCREASE	\$1,940

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$1,940
TOTAL REDUCTION	\$1,940



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SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 400, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 400, 1989, on August 23, 1989. The proposal approves a professional service contract with Goodwill Industries for diagnostic testing in the jail component of the Marion County Community Corrections Program. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 400, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, Williams*

0 NAYS

6 NOT VOTING: *Borst, Howard, McGrath, Moriarty, Schneider, West*

Proposal No. 400, 1989, was retitled GENERAL RESOLUTION NO. 11, 1989, and reads as follows:

#### CITY-COUNTY GENERAL RESOLUTION NO. 11, 1989

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract for professional services for the Marion County Community Corrections jail component diagnostic testing program.

WHEREAS, the Marion County Community Corrections Advisory Board was established pursuant to I.C. 11-12-2-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, any agreement entered into by the Advisory Board to provide diagnostic testing programs must be approved by the City-County Council; and

WHEREAS, the Marion County Community Corrections Advisory Board desires to contract with a professional service provider to implement a diagnostic testing program in the Marion County Community corrections jail component; now, therefore:

#### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contractual agreement contemplated by the Marion County Community Corrections Advisory Board and Goodwill Industries of Central Indiana Incorporated to implement a diagnostic testing program in the Marion County Community Corrections jail component, as set forth in Exhibit A submitted herewith.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

#### EXHIBIT A

#### AGREEMENT FOR PROFESSIONAL SERVICES

This Agreement ("Agreement") entered into this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by and between Marion County Community Corrections Advisory Board ("Board") and Goodwill Industries of Central Indiana, Incorporated (Contractor")

#### WITNESSETH:

WHEREAS, the Board wishes to obtain the professional services of Contractor to provide diagnostic testing and evaluation; and

WHEREAS, Contractor has the qualifications and personnel to provide such diagnostic testing and evaluation and is qualified to contract therefor.

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NOW THEREFORE, in consideration of the mutual promises contained herein, the parties agree as follows:

### SECTION 1. Services To Be Performed.

Contractor shall provide diagnostic testing and evaluation services in the jail component of the Marion County Community Corrections Program in accordance with its proposal, attached hereto as Exhibit A, for eligible offenders who are selected by the Board.

### SECTION 2. Obligations of Contractor.

2.1 Contractor shall operate the diagnostic testing and evaluation program ("Program") contemplated herein pursuant to all current and future written policies, guidelines, and procedures adopted by the Board.

2.2 In the event that a conflict arises between the in-house procedures, policies, or guidelines of Contractor and the Board, the Board's procedures, policies, and guidelines shall govern.

2.3 Contractor shall be responsible for filing all administrative reports and statistical data requested by the Board pursuant to time schedules determined by the Board. The Board is authorized to withhold payments for reasonable periods in order to ensure prompt compliance with such report filing schedules.

2.4 Contractor shall attend and participate in meetings with the Board and the Community Corrections Jail Component Coordinator ("Coordinator") to monitor and evaluate performance of this Agreement.

2.5 Contractor shall accept into the Program all those offenders who have been screened by the Board pursuant to its eligibility requirements and selected under Section 1 hereof. Refusal to accept any such eligible offender shall be a material breach of this Agreement.

2.6 Any conduct by a participant in the Program which could reasonably be interpreted as a violation of jail rules shall promptly be reported to the Coordinator. The Coordinator shall supply the Contractor with written procedural directions for such situations. The jail rules for the Program shall be communicated to the Contractor upon execution of this Agreement.

### SECTION 3. Personnel.

3.1 Contractor shall maintain an organizational chart showing staff responsibilities and written job descriptions which accurately describe current duties for all personnel performing services under this Agreement.

3.2 Contractor shall identify and establish minimum employment qualifications for all personnel performing services under this Agreement. Contractor shall ensure that all personnel are adequately trained to perform their assigned duties and responsibilities and that its staff include at least one psychologist or psychometrist.

3.3 Contractor shall prohibit fraternization of a social or business nature between its personnel and the Program participants.

### SECTION 4. Disclosure.

4.1 Records which are maintained in connection with the performance of this Agreement ("Records") shall be confidential and shall be disclosed only in the following circumstances:

- a. to the offender upon presentation of proper identification; or
- b. to the offender's agent or attorney upon presentation of:
  - i. proper identification;
  - ii. a notarized statement by the offender identifying the person acting as his agent or attorney; or
- c. upon court order, or
- d. to probation officers, or
- e. to a governmental agency providing a lawful service to or on behalf of the offender, or
- f. when otherwise authorized by law.

4.2 Communications of information between or among personnel of Contractor, the Board, and the Marion County Community Corrections Agency ("Agency") shall not constitute disclosures of Records; and, accordingly, no releases shall be required for such communications.

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4.3 Contractor will take appropriate precautions and institute appropriate policies and procedures to ensure the security of the Records. Such procedures shall include, but not be limited to, segregating the Records from other patient information and clearly marking the Records as "Confidential-Authorized Access Only."

4.4 Contractor shall take appropriate action by instruction, agreement, or notice to inform its personnel who have access to Records of the confidential nature of such Records, of the prohibitions against their disclosure, and of the continued applicability of such disclosure prohibitions to such personnel after termination of their working relationship with Contractor.

#### SECTION 5. Compensation.

Contractor shall receive a fixed monthly compensation in the amount of \$1,083.00/month, payment to be made thirty (30) days in arrears. However, the Board may withhold payment in the event Contractor's performance is unsatisfactory. Upon Contractor's cure of any defective performance, the Board shall resume payment hereunder but may pro rate compensation in accordance with the performance received.

#### SECTION 6. Term.

The term of this Agreement shall be in effect for twelve (12) months beginning August 1, 1989.

#### SECTION 7. Indemnification.

Contractor shall indemnify and hold harmless the Board, the Agency, the City of Indianapolis, the County of Marion, and the Mayor of the City of Indianapolis and their officers, agents, officials, and employees from and against any and all claims, threats of claims, actions, loss, liability, judgments, liens, or costs arising out of any negligent acts or omissions by Contractor or its officers, agents, or employees in any manner connected with the performance of this Agreement. Such indemnity shall include attorneys' fees and shall not be limited by reason of any insurance coverage referenced herein.

#### SECTION 8. Insurance.

8.1 Contractor shall obtain and maintain at its sole expense a comprehensive general liability insurance policy in an amount acceptable to the Board.

8.2 Contractor's staff psychologist shall qualify under the provisions of the Indiana Medical Malpractice Act (Ind. Code 16-9.5 et seq.) ("Act"). At its sole expense, Contractor shall maintain the insurance coverage required by the Act and shall pay the surcharge due thereunder.

8.3 Contractor shall furnish certificates evidencing the coverage specified in 8.1 and 8.2 herein with insurance companies that meet with the approval of Marion County. Contractor shall furnish the Board with a copy of the proof of financial responsibility required of its staff psychologist by Ind. Code 16-9.5-2-1(a)(1). Such certificates and proof of financial responsibility shall be delivered on or before the effective date of this Agreement.

8.4 Contractor shall acquire and maintain workmen's compensation, disability and employer's liability insurance as required by Indiana statute and shall provide evidence of the same to the Board upon request.

#### SECTION 9. Non-discrimination.

Contractor and its subcontractors, if any, shall not discriminate against any employee or applicant for employment to be employed in the performance of this Agreement, with respect to his or her hire, tenure, terms, conditions, or privileges of employment or any matter directly or indirectly related to employment, because of his or her race, religion, color, sex, handicap, national origin, ancestry, disabled veteran status, or Vietnam era veteran status. Contractor's failure to comply with this section shall constitute a material breach of this Agreement.

#### SECTION 10. Termination.

10.1 The Board may terminate this Agreement upon thirty (30) days written notice to the Contractor except as provided below.

10.2 In the event of a material breach of this Agreement by Contractor, the Board may terminate this Agreement upon forty-eight (48) hours written notice to the Contractor. The Board shall be the sole arbiter in determining whether there has been such a material breach. The potential instances of material breach which are specifically mentioned in this Agreement are not exclusive and do not limit the Board's determination.

10.3 If funds for the continued fulfillment of this Agreement are at any time not forthcoming or are insufficient, through failure of any entity to appropriate funds or otherwise, the Board shall have the right to terminate this Agreement without penalty by giving written notice documenting the lack of funding.

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SECTION 11. Binding on Successor and Assigns.

The covenants, agreements, and provisions of this Agreement shall be binding upon and shall inure to the benefit of the Contractor, its successors, and assigns.

SECTION 12. Non-Assignability.

Contractor shall not assign, delegate, or otherwise transfer its rights or obligations under this Agreement except with the prior written consent of the Board. Any prohibited assignment or delegation will be void.

SECTION 13. Independent Contractor.

The parties agree that Contractor is an independent contractor, as that term is commonly used, and is not an employee of the Board or Marion County. As such, Contractor is solely responsible for all taxes and none shall be withheld from the sums paid to Contractor. Contractor acknowledges that it is not insured in any manner through the Board or Marion County for any loss of any character whatsoever.

SECTION 14. Documentation Required by Board.

Contractor certifies that it will furnish the Board any and all documentation, certification, authorization, license, permit, or registration currently required by the laws or rules and regulations of the City of Indianapolis, the County of Marion, the State of Indiana, and the United States, and other units of local, state, and federal government. Contractor further certifies that it is now in and will maintain good standing with such governmental agencies and that it will keep its license, permit, registration, authorization, or certification in force during the term of this Agreement. Contractor's failure to comply with this section shall constitute a material breach of this Agreement.

SECTION 15. Amendment.

This Agreement may be changed, altered, amended, or modified only by a written instrument signed by Contractor and the Board.

SECTION 16. Extent of Agreement.

The headings of the several sections herein are for convenience only and do not define, limit, or construe the contents of such sections. This Agreement represents the ENTIRE understanding between the parties hereto.

IN WITNESS WHEREOF, Contractor and the Board, by their duly authorized representatives, have executed this Agreement as of the day and year first above written.

"BOARD"

By: \_\_\_\_\_  
Pat Nickell, Chairman

MARION COUNTY

By: \_\_\_\_\_  
William H. Hudnut, III  
Mayor

"CONTRACTOR"

By: \_\_\_\_\_

APPROVED AS TO FORM AND CONTENT:

By: \_\_\_\_\_  
Kristie L. Hill  
Corporation Counsel

PROPOSAL NO. 401, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 401, 1989, on August 23, 1989. The proposal approves a professional service contract with Flynn Christian Fellowship Houses for substance abuse treatment in the jail component of the Marion County Community Corrections Program. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 401, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, Williams

0 NAYS

6 NOT VOTING: Borst, Howard, McGrath, Moriarty, Schneider, West



August 28, 1989

Proposal No. 401, 1989, was retitled GENERAL RESOLUTION NO. 12, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 12, 1989

A GENERAL RESOLUTION authorizing the Marion County Community Corrections Advisory Board to contract for professional services for the Marion County Community Corrections jail component substance abuse treatment program.

WHEREAS, the Marion County Community Corrections Advisory Board was established pursuant to I.C. 11-12-2-2 and City-County Special Resolution No. 103, 1981; and

WHEREAS, any agreement entered into by the Advisory Board to provide a substance abuse treatment program must be approved by the City-County Council; and

WHEREAS, the Marion County Community Corrections Advisory Board desires to contract with a professional service provider to implement a substance abuse treatment program in the Marion County Community Corrections jail component; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council of Indianapolis and Marion County, as the legislative body of Marion County, hereby approves the contractual agreement contemplated by the Marion County Community Corrections Advisory Board and Flynn Christian Fellowship Houses, Inc. of Indiana to implement a substance abuse treatment program in the Marion County Community Corrections jail component, as set forth in Exhibit A submitted herewith.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

EXHIBIT A

AGREEMENT FOR PROFESSIONAL SERVICES

This Agreement ("Agreement") entered into this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, by and between Marion County Corrections Advisory Board ("Board") and Flynn Christian Fellowship Houses, Inc. of Indiana ("Contractor")

WITNESSETH:

WHEREAS, the Board wishes to obtain the professional services of Contractor to provide substance abuse treatment which has been certified through the Indiana Department of Mental Health, Division of Addiction Services ("certified substance abuse treatment"); and

WHEREAS, Contractor has the qualifications and personnel to provide such certified substance abuse treatment and is qualified to contract therefor.

NOW THEREFORE, in consideration of the mutual promises contained herein, the parties agree as follows:

SECTION 1. Services To Be Performed.

Contractor shall provide certified substance abuse treatment in the jail component of the Marion County Community Corrections Program.

SECTION 2. Obligations of Contractor.

2.1 Contractor shall operate the certified substance abuse treatment program ("Program") contemplated herein pursuant to all current and future written policies, guidelines, and procedures adopted by the Board.

2.2 In the event that a conflict arises between the in-house procedures, policies, or guidelines of Contractor and the Board, the Board's procedures, policies, and guidelines shall govern.

2.3 Contractor shall be responsible for filing all administrative reports and statistical data requested by the Board pursuant to time schedules determined by the Board. The Board is authorized to withhold payments for reasonable periods in order to ensure prompt compliance with such report filing schedules.

2.4 Contractor shall attend and participate in meetings with the Board and the Community Corrections Jail Component Coordinator ("Coordinator") to monitor and evaluate performance of this Agreement.

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2.5 Contractor shall accept into the Program all those offenders who have been screened by the Board and have met all of the eligibility requirements established by the Board. Refusal to accept any such eligible offender shall be a material breach of this Agreement.

2.6 Any conduct by a participant in the Program which could reasonably be interpreted as a violation of jail rules shall promptly be reported to the Coordinator. The Coordinator shall supply the Contractor with written procedural directions for such situations. The jail rules for the Program shall be communicated to the Contractor upon execution of this Agreement.

### SECTION 3. Personnel.

3.1 Contractor shall maintain an organizational chart showing staff responsibilities and written job descriptions which accurately describe current duties for all personnel performing services under this Agreement.

3.2 Contractor shall identify and establish minimum employment qualifications for all personnel performing services under this Agreement. Contractor shall ensure that all personnel are adequately trained to perform their assigned duties and responsibilities.

3.3 Contractor shall prohibit fraternization of a social or business nature between its personnel and the Program participants.

### SECTION 4. Disclosure.

4.1 Records which are maintained in connection with the performance of this Agreement ("Records") shall be confidential and shall be disclosed only in the following circumstances:

- to a physician, psychologist, or psychiatrist designated in writing by the patient or by an attorney representing the patient, or
- upon court order, or
- when otherwise authorized by law.

4.2 Communications of information between or among personnel of Contractor, the Board, and the Marion County Community Corrections Agency ("Agency") shall be in conformity with the disclosure guidelines of the Indiana Department of Mental Health, Division of Addiction Services.

4.3 Contractor will take appropriate precautions and institute appropriate policies and procedures to ensure the security of the Records. Such procedures shall include, but not be limited to, segregating the Records from other patient information and clearly marking the Records as "Confidential-Authorized Access Only."

4.4 Contractor shall take appropriate action by instruction, agreement, or notice to inform its personnel who have access to Records of the confidential nature of such Records, of the prohibitions against their disclosure, and of the continued applicability of such disclosure prohibitions to such personnel after termination of their working relationship with Contractor.

4.5 Any disclosures, whether oral or written, of Records whether pursuant to patient consent or not, shall be accompanied by the following notice:

This information has been disclosed to you from records whose confidentiality is protected by Federal law. Federal regulations (42 CFR Part 2) prohibit you from making any further disclosure of it without the specific written consent of the person to whom it pertains, or as otherwise permitted by such regulations. A general authorization for the release of medical or other information is NOT sufficient for this purpose.

### SECTION 5. Compensation.

Contractor shall receive \$42,000.00 over the term of this Agreement divided into a fixed monthly amount of \$3,500.00, payment to be made thirty (30) days in arrears. However, the Board may withhold payment in the event Contractor's performance is unsatisfactory. Upon Contractor's cure of any defective performance, the Board shall resume payment hereunder but may pro rate compensation in accordance with the performance received.

### SECTION 6. Term.

This Agreement shall be in effect for twelve (12) months beginning August 1, 1989.

August 28, 1989

SECTION 7. Indemnification.

Contractor shall indemnify and hold harmless the Board, the Agency, the City of Indianapolis, the County of Marion, and the Mayor of the City of Indianapolis and their officers, agents, officials, and employees from and against any and all claims, threats of claims, actions, loss, liability, judgments, liens, or costs arising out of any negligent acts or omissions by Contractor or its officers, agents, or employees in any manner connected with the performance of this Agreement. Such indemnity shall include attorneys' fees and shall not be limited by reason of any insurance coverage referenced herein.

SECTION 8. Insurance.

8.1 Contractor shall obtain and maintain at its sole expense a comprehensive general and professional liability insurance policy in an amount acceptable to the Board.

8.2 Contractor shall acquire and maintain workmen's compensation, disability, and employer's liability insurance as required by Indiana statute.

8.3 Contractor shall furnish a certificate evidencing such coverage with an insurance company that meets with the approval of Marion County and such certificate shall be delivered on or before the effective date of this Agreement.

SECTION 9. Non-discrimination.

Contractor and its subcontractors, if any, shall not discriminate against any employee or applicant for employment to be employed in the performance of this Agreement, with respect to his or her hire, tenure, terms, conditions, or privileges of employment or any matter directly or indirectly related to employment, because of his or her race, religion, color, sex, handicap, national origin, ancestry, disabled veteran status, or Vietnam era veteran status. Contractor's failure to comply with this section shall constitute a material breach of this Agreement.

SECTION 10. Termination.

10.1 The Board may terminate this Agreement upon thirty (30) days written notice to the Contractor except as provided below.

10.2 In the event of a material breach of this Agreement by Contractor, the Board may terminate this Agreement upon forty-eight (48) hours written notice to the Contractor. The Board shall be the sole arbiter in determining whether there has been such a material breach. The potential instances of material breach which are specifically mentioned in this Agreement are not exclusive and do not limit the Board's determination.

10.3 If funds for the continued fulfillment of this Agreement are at any time not forthcoming or are insufficient, through failure of any entity to appropriate funds or otherwise, the Board shall have the right to terminate this Agreement without penalty by giving written notice documenting the lack of funding.

SECTION 11. Binding on Successor and Assigns.

The covenants, agreements, and provisions of this Agreement shall be binding upon and shall inure to the benefit of the Contractor, its successors, and assigns.

SECTION 12. Non-Assignability.

Contractor shall not assign, delegate, or otherwise transfer its rights or obligations under this Agreement except with the prior written consent of the Board. Any prohibited assignment or delegation will be void.

SECTION 13. Independent Contractor.

The parties agree that Contractor is an independent contractor, as that term is commonly used, and is not an employee of the Board or Marion County. As such, Contractor is solely responsible for all taxes and none shall be withheld from the sums paid to Contractor. Contractor acknowledges that it is not insured in any manner through the Board or Marion County for any loss of any character whatsoever.

SECTION 14. Documentation Required by Board.

Contractor certifies that it will furnish the Board any and all documentation, certification, authorization, license, permit, or registration currently required by the laws or rules and regulations of the City of Indianapolis, the County of Marion, the State of Indiana, and the United States, and other units of local, state, and federal government. Contractor further certifies that it is now in and will maintain good standing with such governmental agencies and that it will keep its license, permit, registration, authorization, or certification in force during the term of this Agreement. Contractor's failure to comply with this section shall constitute a material breach of this Agreement.

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SECTION 15. Amendment.

This Agreement may be changed, altered, amended, or modified only by a written instrument signed by Contractor and the Board.

SECTION 16. Extent of Agreement.

The headings of the several sections herein are for convenience only and do not define, limit, or construe the contents of such sections. This Agreement represents the ENTIRE understanding between the parties hereto.

IN WITNESS WHEREOF, Contractor and the Board, by their duly authorized representatives, have executed this Agreement as of the day and year first above written.

"BOARD"

By: \_\_\_\_\_  
Dr. James Wright  
Chairman

MARION COUNTY

By: \_\_\_\_\_  
William H. Hudnut, III  
Mayor

"CONTRACTOR"

By: \_\_\_\_\_

APPROVED AS TO FORM AND CONTENT:

By: \_\_\_\_\_  
Kristie L. Hill  
Corporation Counsel

PROPOSAL NO. 402, 1989. In Councillor Coughenour's absence, Councillor Rhodes had chaired the Public Works Committee meeting; therefore, he reported that the Public Works Committee heard Proposal No. 402, 1989, on August 11, 1989. The proposal amends Chapter 13, Article III, of the Code, dealing with the Solid Waste Disposal User Fee. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 402, 1989, was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Gilmer, Hawkins, Holmes, Howard, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, West, Williams*

5 NAYS: *Dumil, Golc, Irvin, Shaw, Strader*

4 NOT VOTING: *Dowden, Giffin, McGrath, Moriarty*

Proposal No. 402, 1989, was retitled GENERAL ORDINANCE NO. 65, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 65, 1989

A GENERAL ORDINANCE amending "Code of Indianapolis and Marion County, Indiana", dealing with the imposition of the Solid Waste Disposal User Fee.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Sections 13-301, 303, 304, and 305 of the Code of Indianapolis and Marion County, Indiana, as added by G.O. No. 18, 1989, 1, are hereby amended by inserting the language underscored and deleting the language crosshatched to read as follows:

Sec. 13-301. Solid Waste Disposal User Fee Imposed.

Effective ~~January 1, 1990~~, October 1, 1989, there is hereby imposed a solid waste disposal user fee payable to the department of public works upon the owners of each residential and individual apartment unit within solid waste disposal special taxing district. For the purpose of this section, an owner of real property which is of a mixed residential and commercial nature shall be subject to the user fee if such property generates solid waste characteristic of residential solid waste and receives collection services provided by the City. Federal, state, and local governmental agencies, not-for-profit corporations and associations shall be subject to the user fee if such organization meets the criteria set forth in this subsection.



August 28, 1989

Sec. 13-302. Basis for Fee.

The user fee shall be used to pay the costs of facilities for waste disposal, the operation and maintenance of the disposal facility and costs incurred under put or pay contracts as set forth in I.C. 36-9-31-8-(h). The user fee is based upon the costs of disposal and hauling 1-1/2 tons of refuse per residential and individual apartment unit per year.

Sec. 13-303. User Fee Schedule.

~~The following schedule shall be in effect from 01/01/90 through 12/31/92. The solid waste disposal fee shall be billed semiannually. The first installment shall be billed by the department of public works in January, 1990. After the initial installments, the solid waste disposal fee shall appear on the semiannual property tax statement as provided for by I.C. 36-9-31-8-(e). In addition to the solid waste disposal fee, an initial one time charge of \$3.00 shall be assessed against all owners to defray administrative costs. This administrative charge shall be payable with the first installment.~~

~~1. Household - \$16.00/6 months (\$32.00/year)~~

~~2. Residential/Apartments - \$16.00/6 months (\$32.00/year)~~

(a) The following schedule shall be in effect from October 1, 1989 through December 31, 1992. The solid waste disposal user fee shall be billed semiannually. The owner of each unit shall pay a solid waste disposal user fee of sixteen dollars (\$16.00) semiannually, amounting to thirty-two dollars (\$32.00) per year. In addition to the user fee, a one-time administrative charge of three dollars (\$3.00) per unit shall be assessed against all owners to defray administrative costs. The administrative charge shall be payable with the initial installment.

(b) (1) The initial installment shall be billed by the department of public works prior to the provision of collection services on January 1, 1990.

(2) The initial installment shall be due and payable upon issuance, and payment shall be the obligation of the owner of the real property charged. ~~Failure of any owner to receive such bill shall not relieve the obligation of payment for such bill.~~ The initial installment shall become delinquent if not paid in full within ~~thirty (30) seventeen (17)~~ days of the billing date.

(3) Delinquent bills are subject to a ten percent (10%) penalty of the amount of the delinquent user fees, including the one-time administrative charge. All bills which become delinquent shall constitute a lien against the real property against which the user fees have been imposed. The department shall certify such liens to the auditor in accordance with I.C. 36-3-7-5.

(4) The department shall certify such delinquent user fees on or before February 28, 1990, to the auditor. The treasurer shall collect such delinquent user fees in the same manner as property taxes are collected.

(c) The second and subsequent installments of the user fee shall appear on the semiannual property tax statement as provided by I.C. 36-9-31-8-(e). On or before February 28 of the year the user fees are due, the department shall certify such current user fees to the auditor. The treasurer shall collect such current user fees in the same manner as property taxes are collected. ~~On May 10 and November 10 of each year following the year of the initial delinquency, an additional penalty equal to ten percent (10%) of any user fees remaining unpaid, including the one-time administrative charge, shall be added. These penalties shall be imposed only on the principal amount of delinquent fees.~~

(d) (1) Whenever a unit does not appear on the assessment rolls, whether due to new construction or to error, and such unit has either been connected to the sanitary sewer system or has begun generating residential solid waste, whichever occurs first, the owner of such unit shall be subject to the imposition of the solid waste disposal user fee.

(2) Until the department certifies the user fees to the auditor as provided below in subsection (d)(7), the department shall bill the owner of such property.

(3) The one-time administrative charge described above in subsection (a) shall not apply to owners under this subsection (d).

(4) The department shall bill such owners for semiannual installments of the user fee according to the following schedule:

User Fee Payable	For Service Provided
May 1990	July 1990 through December 1990
November 1990	January 1991 through June 1991
May 1991	July 1991 through December 1991

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For units receiving service for part of a billing cycle, the department shall prorate the user fee on a monthly basis. Such billing shall reflect the current user fee as well as any amount due for past service provided but unbilled in previous billing cycles due to new construction or erroneous omission of units.

- (5) Each installment shall be due and payable upon issuance, and payment shall be the obligation of the owner of the real property charged. ~~Failure of any owner to receive such bill shall not relieve the obligation of payment for such bill.~~ Each installment shall become delinquent if not paid in full within ~~thirty (30)~~ seventeen (17) days of the billing date.
- (6) Each delinquent installment is subject to a ten percent (10%) penalty on the amount of delinquent user fees. Each installment which becomes delinquent shall constitute a lien against the real property against which the user fees have been imposed. The department shall certify such liens to the auditor in accordance with I.C. 36-3-7-5.
- (7) On or before February 28 each year, the department shall certify the current user fees and the delinquent user fees, if any, attributable to the owner of newly constructed or erroneously omitted units, to the auditor. The treasurer shall collect such current and delinquent user fees in the same manner as property taxes are collected. All subsequent installments of the user fee shall appear on the semiannual property tax statement as provided by I.C. 36-9-31-8(c).

### Sec. 13-304. Special Agreements.

Special agreements and arrangements between the department ~~of public works~~ and any person may be established when, in the opinion of the director it is in the department's interest to extend disposal services to persons other than ~~household~~ residential and apartment units. In these instances, the solid waste disposal user fee shall be determined on an individual basis using the criteria set forth in I.C. 36-9-31-8(b) and approved by the board of public works. Before any fee approved by the board may take effect the city-county council must by ordinance approve, reject or modify the fee.

### Sec. 13-305. Appeals to the Board of Public Works.

Any person subject to this article may appeal the fee against him to the board where that person has good cause to believe that the fee is in error and where the board has received written notice from the appealing person within sixty (60) days of receipt of the fees in question.

The board is directed to notify the person making appeal of the time and place when his/her appeal will be heard. Upon evidence sufficient to the board submitted at the hearing establishing that the fees are in error, the board shall make adjustments in the fees. Adjustments may be in the form of a refund or credit against subsequent assessments of the fees provided for this article.

### Sec. 13-305. Adjustments to User Fees.

(a) Any person subject to this article may petition the director of the department of public works for an adjustment of the user fee assessed against him, provided:

- (1) that the petitioner has paid the disputed user fees in full; and
- (2) that the petitioner has good cause to believe such user fees were erroneously assessed against him; and
- (3) that the director has received written notice of appeal within six (6) months of the petitioner's receipt of the bill for the disputed user fees; and
- (4) that the director has received within six (6) months of the petitioner's receipt of the bill a brief statement of fact demonstrating the petitioner's right to an adjustment of the user fees.

(b) (1) The director shall appoint an account review officer (ARO) to review such petitions and to recommend action to be taken on such petitions. The ARO shall consider the petitioner's statement of fact, as well as any other relevant and material evidence available, in determining whether the petitioner is entitled to an adjustment.

- (2) The ARO shall notify the petitioner of the recommendation for action to be taken on the petition. The petitioner may request a hearing to contest the recommendation, provided the petitioner makes a written request for a hearing to the ARO within fifteen (15) days of the petitioner's receipt of the notification of recommendation.

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- (3) An informal hearing before the ARO shall be held within fifteen (15) days of the ARO's receipt of request for hearing. The petitioner may present any evidence that is, in the ARO's view, relevant and material to the dispute.
- (4) Based on the petitioner's statement of fact, evidence presented at the hearing, and any other relevant and material evidence available, the ARO shall issue a recommendation to the director of the action to be taken on the petition for adjustment.
- (c) The director shall issue a final determination denying, modifying, or granting the petition for adjustment within one hundred twenty (120) days of the director's receipt of the petition for adjustment. If the director fails to issue a final determination within one hundred twenty (120) days, the petition shall be considered denied.
- (d) The petitioner may appeal the director's final determination to the board of public works, provided that the board has received written notice of appeal within thirty (30) days of the petitioner's receipt of the director's final determination.
- (e) The board shall notify the petitioner of the time and place of a hearing on petitioner's appeal. The petitioner shall have the burden of proving that the disputed user fees were erroneously assessed.
- (f) The board shall consider any relevant and material evidence available in determining whether the petitioner is entitled to an adjustment.
- (g) The board may grant, deny, or modify the petition for adjustment as it deems necessary. Upon finding that the disputed user fees were erroneously assessed, the board shall make adjustments in the disputed user fees. The board may, in its sole discretion, make such adjustments in the form of a refund or a credit against subsequent assessments of the user fees provided for in this article.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 403, 1989. In Councillor Coughenour's absence, Councillor Rhodes had chaired the Public Works Committee meeting; therefore, he reported that the Public Works Committee heard Proposal No. 403, 1989, on August 11, 1989. The proposal amends Section 27-102 of the Code, dealing with the establishment of rates and charges for the use of the sewer system. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 403, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, Strader, West, Williams*

*1 NAY: Shaw*

*5 NOT VOTING: Dowden, Giffin, McGrath, Moriarty, Schneider*

Proposal No. 403, 1989, was retitled GENERAL ORDINANCE NO. 66, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 66, 1989

A GENERAL ORDINANCE amending the Section of the Code dealing with the establishment of rates and charges for the use of the sewer system.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 27-102 of the Code of Indianapolis and Marion County, Indiana, is hereby amended by inserting the language underscored and deleting the language crosshatched as follows:

Section 27-102. Basis for charge; how calculated.

(a) Established. The sewer user charge imposed by this article shall be based upon the following general formulas:

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$$V_T = V_{u1} + V_{u2} \dots + V_{un}$$

$$V_c = \frac{C_T - C_I - C_{I'} - C_u - C_{E-I}}{V_T} + \frac{0.25(C_I + C_{I'} + C_u)}{V_T}$$

$$C_c = \frac{0.75(C_I + C_{I'} + C_u)}{T_c} \div 12$$

Nonindustrial user:

$$R = V_u(V_c) + C_c$$

Industrial user:

$$R = V_u(V_c) + B_c(B) + S_c(S) + N_c(N) + P_c(P) + V_u(I_u) + C_c$$

Where

$C_c$  = Availability of service charge per month.

$C_T$  = Total operation and maintenance cost per a unit of time.

$C_I$  = Operation and maintenance cost to transport and treat infiltration per a unit of time.

$C_{I'}$  = Operation and maintenance cost to transport and treat inflow per a unit of time.

$C_u$  = Operation and maintenance cost to transport and treat unmetered water per a unit of time.

$C_{E-I}$  = Operation and maintenance cost to treat wastes in excess of base level strength.

$V_c$  = Operation and maintenance cost to transport and treat a unit of users' wastes equal to or below the base level strength.

$B_c$  = Operation and maintenance cost to treat a unit of BOD.

$S_c$  = Operation and maintenance cost to treat a unit of SS.

$N_c$  = Operation and maintenance cost to treat a unit of ammonia nitrogen.

$P_c$  = Operation and maintenance cost to treat any other pollutant.

$B$  = Amount of BOD from a user above a base level.

$S$  = Amount of SS from a user above a base level.

$N$  = Amount of ammonia nitrogen from a user above a base level.

$P$  = Amount of any other pollutant from a user above a base level.

$V_u$  = Volume contribution per user per a unit of time.

$V_T$  = Total volume contribution from all users per a unit of time (does not include infiltration, inflow and unmetered).

$I$  = Industrial surveillance cost per a unit of time.

$I_u$  = Industrial surveillance cost per a unit of industrial volume per a unit of time.

$R$  = User's charge for operation and maintenance per a unit of time.

$V_R$  = Total waste water contributed by residential customers per a year.

$T$  = Total number of connections to the system.



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(b) Application. Until amended the following rates or factors shall apply; effective January 1, 1985, and shall be in effect for the calendar years 1985, 1986, 1987, 1988, ~~and 1989~~ and 1990:

Vc = \$1.1339 per 1,000 gallons

Iu = \$0.0539 per 1,000 gallons

Bc = \$0.0859 per pound

Sc = \$0.0970 per pound

Cc = \$2.03 per month

N = \$0.4474 per pound

(c) Minimum charge and base level. The minimum charge on any monthly billing for an industrial user shall be \$5.59 and non-industrial user shall be \$5.43. Further, for the purpose of the foregoing formulas, the BOD base level shall be 250 milligrams per liter, and SS base level shall be 300 milligrams per liter, and NH<sub>3</sub>-N base level shall be 20 milligrams per liter. The industrial and non-industrial rates and charges will be based on the quantity of water used on or delivered to the property or premises subject to such rates and charges, as the same is measured by the water meters in use and the strength of the waste where applicable except as hereinafter provided.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

(b) An offense committed before the effective date of this ordinance, under any ordinance expressly or impliedly repealed or amended by this ordinance shall be prosecuted and remains punishable under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 409, 410, and 411, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 409, 1989, on August 23, 1989, and Proposal Nos. 410 and 411, 1989, on August 28, 1989. Proposal No. 409, 1989, amends the Code by authorizing intersection control changes at Forward Pass Rd, Friendship Dr, and Hill Gail Dr, and also Chateaugay Dr and Gallant Fox Dr. By a 5-0 vote, the Committee reported Proposal No. 409, 1989, to the Council with the recommendation that it do pass. Proposal No. 410, 1989, amends the Code by authorizing a three-way stop at Beckford Drive and Richie Avenue. By a 4-0 vote, the Committee reported Proposal No. 410, 1989, to the Council with the recommendation that it do pass. Proposal No. 411, 1989, amends the Code by authorizing a four-way stop at Tanager Lane and Teel Way. By a 6-0 vote, the Committee reported Proposal No. 411, 1989, to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal Nos. 409, 410, and 411, 1989, were adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Coughenour, Holmes, Jones, McGrath, Moriarty*

Proposal No. 409, 1989, was retitled GENERAL ORDINANCE NO. 67, 1989, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 67, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45, Pg. 2	Forward Pass Rd, Friendship Dr EB, & Hill Gail Dr	Friendship Dr EB, & Hill Gail Dr	Stop
45, Pg. 2	Chateaugay Dr & Gallant Fox Dr	Gallant Fox Dr	Stop
45, Pg. 3	Friendship Dr & Gallant Fox Dr	Gallant Fox Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45, Pg. 2	Forward Pass Rd, Friendship Dr, & Hill Gail Dr	None	Stop
45, Pg. 2	Chateaugay Dr & Gallant Fox Dr	None	Stop
45, Pg. 3	Friendship Dr & Gallant Fox Dr	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 410, 1989, was retitled GENERAL ORDINANCE NO. 68, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 68, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
22, Pg. 1	Beckford Dr & Richie Av	Beckford Dr	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
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22, Pg. 1	Beckford Dr & Richie Av	None	Stop
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SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 411, 1989, was retitled GENERAL ORDINANCE NO. 69, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 69, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 6	Tanager Le & Teel Wy	Teel Wy	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection traffic controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 6	Tanager Le & Teel Wy	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 419, 1989. Councillor West reported that the Rules and Policy Committee heard Proposal No. 419, 1989, on August 8, 1989. The proposal electing to fund MECA in 1990 with County Option Income Tax Revenues. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Borst indicated that he would like a report on this proposal because MECA was not originally intended to be funded by COIT money.

Councillor West moved, seconded by Councillor Dowden, for adoption. Proposal No. 419, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West

1 NAY: Williams

4 NOT VOTING: Jones, McGrath, Moriarty, Shaw

Proposal No. 419, 1989, was retitled SPECIAL ORDINANCE NO. 16, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 16, 1989

A SPECIAL ORDINANCE electing to fund MECA in 1990 with County Option Income Tax Revenues.

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WHEREAS, I.C. 36-8-15-19(b) provides that the City-County Council may elect to fund the operation of a public safety communications system and computer facilities special taxing district from part of the certified distribution the county is to receive during a particular calendar year under I.C. 6-3.5-6-17; and

WHEREAS, the Marion County Metropolitan Emergency Communications Agency as such a district; and

WHEREAS, to make such an election for 1990, the City-County Council, prior to September 1, 1989, must pass an ordinance specifying the amount of the certified distribution to be used to fund the district; now, therefore:

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The City-County Council hereby elects to fund the operation of the Marion County Metropolitan Emergency Communications Agency in 1990 from part of the certified distribution the county is to receive under I.C. 6-3.5-6-17.

SECTION 2. The amount of the certified distribution to be used for this purpose is \$2,000,000.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**NEW BUSINESS**

**ANNOUNCEMENTS AND ADJOURNMENT**

There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:28 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 28th day of August, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, SEPTEMBER 25, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:25 p.m. on Monday, September 25, 1989, with Councillor SerVaas presiding.

Councillor Holmes introduced his son-in-law, Joel Despain, who lead the opening prayer. Councillor Holmes invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*26 PRESENT: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*3 ABSENT: Brooks, Gilmer, Mukes-Gaither*

A quorum of twenty-six members being present, the President called the meeting to order.

(Clerk's note: Councillor Brooks arrived thereafter.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Golc introduced Eric Bledsoe, the new affirmative action officer for the state of Indiana.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

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TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, September 25, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

September 12, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 14, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 446, 450, 456, 457, 458, 460, 461, 462, 463, 464 and 493, 1989, to be held on Monday, September 25, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

Clerk's Note: Proposal Nos. 456, 458, 460 and 464, 1989, were republished in the Indianapolis COMMERCIAL on September 18, 1989, in order to correct publishing errors.

September 7, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 83, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Hundred Thousand Dollars (\$600,000) in the Metropolitan Emergency Communications Fund for purposes of the Department of Public Safety, Metropolitan Emergency Communications Agency, and reducing the unappropriated and unencumbered balance in the Metropolitan Emergency Communications Fund.

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FISCAL ORDINANCE NO. 84, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Thousand Nine Hundred Dollars (\$1,900) in the Park General Fund for purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 85, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-three Thousand Two Hundred Eighty-five Dollars (\$23,285) in the Alcohol and Drug Services Fund for purposes of the Presiding Judge of the Municipal Court, and reducing the unappropriated and unencumbered balance in the Alcohol and Drug Services Fund.

FISCAL ORDINANCE NO. 86, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Six Thousand Three Hundred Seventy-five Dollars (\$6,375) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 87, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Thousand Nine Hundred Forty Dollars (\$1,940) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

GENERAL ORDINANCE NO. 65, 1989, amending the "Code of Indianapolis and Marion County, Indiana", dealing with the imposition of the Solid Waste Disposal User Fee.

GENERAL ORDINANCE NO. 66, 1989, amending the "Code of Indianapolis and Marion County, Indiana", dealing with the establishment of rates and charges for the use of the sewer system.

GENERAL ORDINANCE NO. 67, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

GENERAL ORDINANCE NO. 68, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

GENERAL ORDINANCE NO. 69, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection traffic controls.

SPECIAL ORDINANCE NO. 16, 1989, electing to fund MECA in 1990 with County Option Income Tax Revenues.

GENERAL RESOLUTION NO. 10, 1989, approving certain public purpose grants for support of the arts.

GENERAL RESOLUTION NO. 11, 1989, authorizing the Marion County Community Corrections Advisory Board to contract for professional services for the Marion County Community Corrections jail component diagnostic testing program.

GENERAL RESOLUTION NO. 12, 1989, authorizing the Marion County Community Corrections Advisory Board to contract for professional services for the Marion County Community Corrections jail component for substance abuse treatment program.

SPECIAL RESOLUTION NO. 52, 1989, honoring Steve Prater, Sheryl Stratton and Maurine Marchani.

SPECIAL RESOLUTION NO. 53, 1989, memorializing Hollis V. Becker.

SPECIAL RESOLUTION NO. 54, 1989, honoring Indiana Secretary of the year, Emma L. Moore, CPS.

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SPECIAL RESOLUTION NO. 55, 1989, concerning the Indianapolis-Scarborough Peace Games.

SPECIAL RESOLUTION NO. 56, 1989, amending City-County Special Resolution No. 46, 1988, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

COUNCIL RESOLUTION NO. 42, 1989, repeal Council Resolution No. 41, 1989, thus discharging the Special Committee to study the City's Department of Public Utilities.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of August 28, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 513, 1989. This proposal concerns World War II. Councillor SerVaas read the resolution and presented a framed document to Elbert Watson, who is the editor and publisher of the "World War II Times". Mr. Watson expressed his appreciation for the resolution. Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 513, 1989, was adopted by unanimous voice vote.

Proposal No. 513, 1989, was retitled SPECIAL RESOLUTION NO. 57, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 57, 1989**

A SPECIAL RESOLUTION concerning World War II.

WHEREAS, September 1, 1989, marks the 50th anniversary of the outbreak of World War II; and

WHEREAS, during that war, the United States of America emerged to the leadership role in saving the world from tyranny and aggression; and

WHEREAS, during the Second World War, 15 million Americans served in our nation's armed forces, the country's industrial war effort production expanded immediately to new record heights, numerous new words, phrases and music entered into our vocabulary, American civilians sacrificed, endured rationing, wept, rejoiced, and prayed, but morale remained high; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council recognizes the American servicemen and women -- now veterans -- of World War II, and the civilians who supported the war effort.



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SECTION 2. The Council additionally pauses to remember the 407,000 American servicemen and women who paid the supreme sacrifice in the defense of freedom during that war.

SECTION 3. The Council urges all Indianapolis citizens to participate in appropriate ceremonies under the sponsorship of World War II Round Tables of America and other patriotic, military and historic organizations.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 514, 1989. This proposal honors Karen E. Little. Councillor Borst read the resolution and presented a framed document to Ms. Little, who expressed her appreciation for the recognition. Ms. Little served as Assistant Corporation Counsel for the City of Indianapolis and Marion County since 1984; She has accepted employment in the private sector. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal No. 514, 1989, was adopted by unanimous voice vote.

Proposal No. 514, 1989, was retitled SPECIAL RESOLUTION 58, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 58, 1989

A SPECIAL RESOLUTION honoring Karen E. Little.

WHEREAS, Karen E. Little served as Assistant Corporation Counsel in the Legal Division of the City of Indianapolis and Marion County from 1984 through 1989; and

WHEREAS, during that time Ms. Little was the City's liaison with the Indiana General Assembly, and the Administration's liaison with the City-County Council; and

WHEREAS, Ms. Little is a member of the Indiana Municipal Lawyers Association and Indianapolis Bar Association, and generously volunteered her talents to the legislative Committees of the Indiana Association of Cities and Towns and to the Association of Indiana Counties, as well as to the Policy Committee on Energy, Environment and Natural Resources of the National League of Cities; and

WHEREAS, Ms. Little received her formal education entirely in Indiana, at Warren Central High School, Butler University, and Indiana University School of Law; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks Karen E. Little for exemplifying the outstanding employees in this city.

SECTION 2. The Council expresses its appreciation for Ms. Little's astute ability in representing this community's interests in the Indiana General Assembly, and for her commendable liaison work between the Executive and Legislative branches of local government.

SECTION 3. The Council wishes her well in the future as she returns to the private sector.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 392, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 392, 1989, on August 30, 1989. The proposal appoints members of an Urban Enterprise Association. By a 6-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Borst moved, seconded by Councillor Solenberg, for adoption. Proposal No. 392, 1989, was adopted on the following roll call vote; viz:

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23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

3 NAYS: *Golc, Howard, Williams*

3 NOT VOTING: *Gilmer, Mukes-Gaither, Solenberg*

Proposal No. 392, 1989, was retitled COUNCIL RESOLUTION NO. 43, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 43, 1989

A COUNCIL RESOLUTION appointing members of an Urban Enterprise Association.

WHEREAS, I.C. 4-4-6.1-4 provides that in each applicant for designation as an enterprise zone, and in each enterprise zone there is created an eleven (11) member urban enterprise association; and

WHEREAS, on September 1, 1989, the City of Indianapolis will submit to the Enterprise Zone Board of the State of Indiana an application for the designation of an enterprise zone in the City of Indianapolis; and

WHEREAS, the application requires that the Urban Enterprise Association be in existence at the time of submission; and

WHEREAS, I.C. 4-4-6.1-4 provides that the legislative body of the municipality in which the zone is located shall appoint, by majority vote, four (4) members of the Urban Enterprise Association; and

WHEREAS, those members must be:

- one member of the legislative body, whose district includes all or part of the zone;
- one representative of a business located in the zone;
- two residents of the zone, who must not be members of the same political party; and

WHEREAS, the City-County Council of Indianapolis and Marion County, as the legislative body of the municipality in which the designation for an enterprise zone is being sought, desires to make its appointments to the Urban Enterprise Association; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council appoints the following persons to serve as members of the Urban Enterprise Association:

- a. Beverly Mukes-Gaither, representing the City's legislative body whose district includes all or part of the zone.
- b. Donald Palmer, representing a business located in the zone.
- c. Bill Bane and Phyllis Carr residents of the zone.

SECTION 2. Members of the Urban Enterprise Association serve four (4) year terms. The appointing authority shall fill any vacancy for the balance of the vacated term.

SECTION 3. If the application for designation as an enterprise zone is rejected, the Urban Enterprise Association is dissolved when the application is rejected.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 495, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 496, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$7,000 for the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IMAGIS"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 497, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$195,453 for the Marion County Justice Agency to cover an amount forfeited from a case and appropriation to the Law Enforcement Fund"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 498, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$285,997 for several different grants: APS, Victim Assistance, OVWI, and the Salvation Army"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 499, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$4,854 for the Prosecuting Attorney's office for their share of the \$3 Law Enforcement Continuing Education Fee"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 500, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$600 for the Superior Court, Criminal Division, Room II, to pay for additional office supplies and the preparation of the Justice System"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 501, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$129,000 for various agencies to conduct a program for "Expedited Management of Drug Cases" in the local courts of Marion County"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 502, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$100,000 for the Department of Public Works, Sanitation Sewer Maintenance Division, to finance the construction of a new 5,000 square foot storage facility needed at sewer maintenance"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 503, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$48,209 for the Department of Public Works, Administration Division, to expand the 129 East Market Street location and allow the transfer of employees from the City-County Building"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 504, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing parking restrictions on a segment of 29th Street east of East Riverside Drive"; and the President referred it to the Transportation Committee.



PROPOSAL NO. 505, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing parking control changes on a segment of Virginia Avenue between the Conrail R.R. and Prospect Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 506, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a traffic signal at the intersection of Bluff Road and Stop 11 Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 507, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a four-way stop at the intersection of East County Line Road and Thompson Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 508, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a traffic signal at the intersection of Clearvista Drive and Shadeland Avenue"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 509, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing intersection control changes in the Robertson Village, Sunset Lake, and Harbour Pines N. subdivisions"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 510, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing intersection control changes in the Debello Estates, The Moorings, Pine Springs, Trophy Club, Twin Oaks, and Westwood subdivisions"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 511, 1989. Introduced by Councillor Solenberg. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a 25 mph speed limit change on Cherry Lake Road, from Thirtieth Street to Lauren Drive"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 512, 1989. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a four-way stop at the intersection of Alabama Street and 13th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 515, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE Metropolitan Development Commission Docket 89-AO-2, certified on September 22, 1989, amending Marion County Council Ordinance No. 8, 1957, as amended, by repealing the current Dwelling Districts Zoning Ordinance of Marion County and certain sections of the Marion County Master Plan Permanent Zoning Ordinance, and establishing a new Dwelling Districts Zoning Ordinance for Marion County"; and the President referred it to the Metropolitan Development Committee.



## SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NOS. 517 - 530, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 15, 1989". The Council did not schedule Proposal Nos. 517 - 530, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 517 - 530, 1989, were retitled REZONING ORDINANCE NOS. 164 - 177, 1989, and are identified as follows:

REZONING ORDINANCE NO. 164, 1989. 89-Z-122 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18  
3559 COSSELL ROAD, INDIANAPOLIS.

WINDSOR PARK PROPERTIES 3, A CALIFORNIA LIMITED PARTNERSHIP, by Sherwood P. Hill, request the rezoning of 21.8 acres, being in the A-2 and D-4 districts, to the D-11 classification to provide for a mobile home park.

REZONING ORDINANCE NO. 165, 1989. 89-Z-130 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
2342 SOUTH WEST, INDIANAPOLIS.

RALPH B. AND KATHLEEN MILBURN, by Louis H. Borgmann, requests the rezoning of .25 acre, being in the I-3-U and D-5 districts, to the I-3-U classification to provide for a commercial business, office and warehousing of supplies.

REZONING ORDINANCE NO. 166, 1989. 89-Z-135A PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6055 WEST 86TH STREET (REAR), INDIANAPOLIS.

HOOVER ATLANTA (7) CORPORATION, by Harry F. McNaught, Jr., request the rezoning of 14.0 acres (Parcel 1), being in the A-2 and I-2-S districts, to the C-1 classification to provide for a commercial office use.

REZONING ORDINANCE NO. 167, 1989. 89-Z-135B PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6015 WEST 86TH STREET, INDIANAPOLIS.

HOOVER ATLANTA (7) CORPORATION, by Harry F. McNaught, Jr., request the rezoning of 7.2 acres (Parcel 2), being in the I-2-S district, to the C-3 classification to provide for a retail commercial retail center.

REZONING ORDINANCE NO. 168, 1989. 89-Z-135C PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6055 WEST 86TH STREET (REAR), INDIANAPOLIS.

HOOVER ATLANTA (7) CORPORATION, by Harry F. McNaught, Jr., request the rezoning of 8.3 acres (Parcel 3), being in the A-2 district, to the I-2-S classification to provide for office/warehousing.

REZONING ORDINANCE NO. 169, 1989. 89-Z-135D PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6055 WEST 86TH STREET, INDIANAPOLIS.

HOOVER ATLANTA (7) CORPORATION, by Harry F. McNaught, Jr., request the rezoning of 6.3 acres (Parcel 4), being in the A-2 and I-2-S districts, to the C-6 classification to provide for a hotel/motel and other highway oriented commercial uses.

REZONING ORDINANCE NO. 170, 1989. 89-Z-147 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5  
7761 EAST 75TH STREET, INDIANAPOLIS.

KENT DAY, by Michael J. Kias, requests the rezoning of 5.47 acres, being in the A-2 district, to the D-3 classification to provide for single family residential development by platting.

REZONING ORDINANCE NO. 171, 1989. 89-Z-150 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
1851 WEST THOMPSON ROAD, INDIANAPOLIS.

STOOPS FREIGHTLINER, INC., by Michael J. Kias, requests the rezoning of 19.428 acres, being in the I-4-S/FP districts, to the C-7 classification to provide for truck (over 1/2 ton) and tractor (over the road) sales and service including parts sales and body repair.

REZONING ORDINANCE NO. 172, 1989. 89-Z-154 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
9206 PROSPECT STREET, INDIANAPOLIS.

RONALD AND DARLENE ADKINS requests the rezoning of 26.603 acres, being in the D-3 AND A-2 districts, to the D-S classification to provide for single family development by platting.

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REZONING ORDINANCE NO. 173, 1989. 89-Z-155 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
5750 GUION ROAD, INDIANAPOLIS.

WILLIAM AND MARIAN DeMEYER, by Phillip A. Nicely, requests the rezoning of 5.78 acres, being in the A-2 district, to the SU-34 classification to provide for a school of dance and ballroom.

REZONING ORDINANCE NO. 174, 1989. 89-Z-156 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 10  
2604 EAST 25TH STREET, INDIANAPOLIS.

DEPARTMENT OF METROPOLITAN DEVELOPMENT (D.E.H.D.) requests the rezoning of .139 acre, being in the D-8 district, to the SU-1 classification to provide for a church parking lot.

REZONING ORDINANCE NO. 175, 1989. 89-Z-158 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 8  
4950 WEST 56TH STREET, INDIANAPOLIS.

EATON AND LAUTH DEVELOPMENT CORPORATION, by Michael C. Cook, requests the rezoning of 7.0 acres, being in the SU-3 district, to the C-S classification for commercial development.

REZONING ORDINANCE NO. 176, 1989. 89-Z-160 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
5530 SOUTH ARLINGTON AVENUE, INDIANAPOLIS.

GREATER INDIANAPOLIS ASSOCIATION FOR LUTHERAN SECONDARY EDUCATION, INC., by Brian C. Bosma, requests the rezoning of 18 acres, being in the A-2 district, to the SU-2 classification to provide for the development of a Lutheran High School.

REZONING ORDINANCE NO. 177, 1989. 89-Z-161 DECATUR TOWNSHIP  
COUNCILMANIC DISTRICT NO. 19  
3703 KOLLMAN ROAD, INDIANAPOLIS.

EVERGREEN INVESTMENT CORPORATION, by Brian J. Tuohy, Esq., requests the rezoning of 77.89 acres, being in the A-2 district, to the I-2-S classification to provide for industrial development.

Councillor Boyd read a letter that he had written to the President of the Council with questions that he hoped would be asked of the Citizens Gas and Coke Utility in a formal discussion, when the President selects the committee that will be hearing this matter. He asks for consent that a proposal be drafted with these questions, in hopes they would be answered by Citizens Gas and Coke Utility. Without objection, Councillor Boyd's request was approved.

PROPOSAL NO. 531, 1989. This proposal assigns a Council committee the responsibility of holding formal discussions concerning Citizens Gas and Coke Utility. Councillor Boyd moved, seconded by Councillor Howard, for adoption. Proposal No. 531, 1989, was adopted by unanimous voice vote.

Proposal No. 531, 1989, was retitled COUNCIL RESOLUTION 44, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 44, 1989

A COUNCIL RESOLUTION assigning a Council Committee the responsibility of holding formal discussions concerning Citizens Gas and Coke Utility.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. That the President assign to a Council Committee of his choosing the responsibility of holding formal discussions concerning Citizens Gas and Coke Utility and that as a general basis for such discussions, consideration be given to the following topics, questions and issues.

(Note: Although, for purposes of facilitating discussion, an effort has been made to categorize questions and issues under main topic headings, there is significant and expected overlapping. Where this is very obvious there is a parentheses cross reference. In other instances, relationships should become apparent as a result of discussion.)

1.0 History and Nature (2.1, 2.2, 2.3, 3.4, 4.1, 4.2, 6.1)

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1.1 - The issue of what Citizens Gas and Coke Utility (CGC) really is relates to all other questions and issues. It has been referred to by local government, the utility itself and media in various and sundry ways; e.g., a trust, a charitable trust, a municipal trust, a municipal charitable trust, the Indianapolis Utility District, a regulated utility, a non for profit organization, etc. What is the basic problem in achieving a definition of what the utility is and thus, what its relationship is to the people and local government?

1.2 - What was CGC established as and where do we find the documents; e.g., charter incorporation papers, transfer papers, minutes, etc., which could define it to everyone's satisfaction? . . . or are there genuine legal issues which should be addressed and resolved?

1.3 - Apart from legal definitions, is it possible to establish the philosophy under which CGC was created? Was a special relationship to the people presumed? What was envisioned in establishing the trust concept?

1.4 - Whichever date is accepted as the beginning of the modern day CGC, it antedates the advent of consolidated government in Indianapolis - Marion County. Are pre and past Unigov citizens equally a part of the trust and thus equal beneficiaries?

1.5 - What is the history and what are the circumstances which explain how and why this particular utility became an agency of government? Was this part of a national trend or was the Indianapolis experience fairly atypical? How does Indianapolis stand today in terms of the national patterns of utility, operations and management?

1.6 - In September of 1935 the Citizens Gas Company was handed over to the City of Indianapolis and took the name Citizens Gas and Coke Utility. The instruments of transfer were presented to the new trustee and directors of the City Utilities District. Are we still operating under these arrangements? Have the provisions in any of these documents been formally reassessed? Would an analysis of them resolve any of the problems of definition?

1.7 - Does the fact that CGC is the only utility in the utility district indicate that there is a special relationship, borne out of special circumstances, which this utility has with Indianapolis citizens? Theoretically, would there be equal advantages/ disadvantages if other utilities were treated the same way?

## 2.0 Accountability and External Governance (1.1, 1.6, 3.1, 3.2, 3.3, 3.4)

2.1 - As a trust of whatever kind, to whom or what is CGC accountable?

- To the people directly?
- To the Mayor?
- To the City-County Council?
- To a governing board which ultimately derives its authority directly from the people or their elected representatives?
- To a citizens' advisory or policy group?
- etc.

2.2 - What limits the Council in its general authority and relationship with CGC; e.g., charter, trust definition, state statute, bylaws or constitution, incorporation documents, court decisions and positions, public sentiment and the general work-ability of the present arrangement, etc.? Is this level of limitation acceptable?

2.3 - Is CGC a true public enterprise? If so, are all its records treated as such? Does it come under the same public notice requirements as the City-Council? Are officers held for the same public disclosure provisions as members of city government and those doing business with the city? Do the same sunshine laws apply?

2.4 - What is the federal and local taxing situation with CGC?

2.5 - Is there a formal process of budget review?

## 3.0 - Structure and Internal Governance (1.1, 1.2, 1.5, 1.6, 1.7)

3.1 - Management, general operations and policy-making authority and responsibility now seem to be distributed between a five-person trustee group, a six- or seven-person board of directors and an executive body. Where are the lines of responsibility drawn? Where is the highest authority and for whom or what is it accountable?

3.2 - Neither the trustees nor the directors have formal accountability to the legislative or executive branches of local government. Both bodies seem to be self-perpetuating in the sense that decisions to fill vacancies are made by the directors or trustees themselves. Should this be a broader process? Should the people, either directly or through elected representatives, have selection, nomination or confirming power?

3.3 - If CGC is both self-perpetuating and on interminable and inviolate trust, does this mean that is "forever" beyond any control but its own?

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3.4 - Indications are that from the time CGC was transferred to the City of Indianapolis, trustees named their own members as well as those on the board of directors. For whatever the justifying original circumstances might have been, does this 54-year-old arrangement still serve the purposes of the city and its citizens? Does the threatening 1930's political atmosphere (from which there is some evidence that the utilities were trying to insulate themselves) still exist?

### 4.0 Finance (2.3, 2.4, 2.5, 5.1, 5.3)

4.1 - Does CGC have investment authority? What is the investment philosophy of CGC as related to its trust relationship with the people; i.e., in managing income is the total mind set one of how to best serve the citizen customer at the absolute lowest cost consistent with sound management and planning? Does the trust have fiduciary responsibility in terms of the holding and management of money for citizens?

4.2 - What has been the history of and what seems to be the current trend in utility stock value? What generally has been the market impact of consolidations and mergers in the general utility industry?

4.3 - In 1986 CGC repositioned itself in the bond market and repositioned its own bond portfolio by completing the sale of \$184 million in refunding bonds. The designed effort of the new bond issue was to very significantly reduce debt service on the bonds. CGC entered 1989 with approximately \$110-120 million bonded indebtedness and as recently as September of this year offered City of Indianapolis, Indiana Gas Utility Revenue Bonds, Series 1989 A in the amount of \$67,000,000.

- What is the current bonding picture of CGC. What is the precise bonded indebtedness at this time? Did the 1986 issue do what it was designed to do? Are there other bond restructuring possibilities?

- Can the bonding decisions of CGC influence the bond rating of the City of Indianapolis? If so, in what ways, and does the Council have any review or veto power?

- In what ways might the bonding picture of CGC influence customer rate determination?

- Who or what, for example, would determine that a new bond issue for a capital improvement would be a better way to go than using "excess" manufacturing income for rate reductions?

### 5.0 Service and Rates (1.4, 4.1)

5.1 - Is rate control/low rates the principal way in which CGC honors its trust with the people? Are there other ways in which the people can be beneficiaries of the trust; e.g. - actually paying them dividends from "profits"?

- rebating?
- crediting accounts?
- contributing to quality of life projects . . . like the arts?

5.2 - What is the proportional impact on rates of the following:

- profit and loss position of the industrial/manufacturing division
- decisions of the Public Service Commission
- number of customers
- proximity of gas fields/pipeline pricing
- "well head" pricing
- bonded indebtedness
- external market control
- etc.

5.3 - The Indiana Utilities Regulatory Commission has required that the manufacturing division of CGC return to customers, in the form of rate decreases, income above operating expenses which might come in during a given year. Is there a standard or formula for determining how much the margin might be between income and operating expenses? How clearly are operating expenses defined and how "clean" is the separation from capital expenditures?

### 6.0 Commercial Enterprises and Ancillary Activities (2.3, 5.1, 5.3)

6.1 - CGC is basically separated into a Gas Operations Division and a Manufacturing Division. The Manufacturing Division's main activity is in the production of both foundry and blast furnace Coke. Is CGC involved in other commercial enterprises?

6.2 - Should we be at all concerned about the issue of private enterprise vs. government competition? Are the advantages to citizens significant enough to counterbalance concerns about the government rate in the private market place?



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SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

## **SPECIAL ORDERS - PUBLIC HEARING**

### **A. COMMITTEE OF THE WHOLE**

**PUBLIC TESTIMONY ON ALL BUDGETS AND TAX LEVIES IN FOLLOWING PROPOSALS:**

PROPOSAL NO. 415, 1989 - POLICE  
PROPOSAL NO. 416, 1989 - FIRE  
PROPOSAL NO. 417, 1989 - SOLID WASTE COLLECTION  
PROPOSAL NO. 451, 1989 - AIRPORT AUTHORITY  
PROPOSAL NO. 452, 1989 - CAPITAL IMPROVMENTS BOARD  
PROPOSAL NO. 453, 1989 - HEALTH AND HOSPITAL CORPORATION  
PROPOSAL NO. 454, 1989 - INDIANAPOLIS PUBLIC TRANSPORTA-  
TION CORPORATION  
PROPOSAL NO. 455, 1989 - MARION COUNTY PUBLIC LIBRARY  
PROPOSAL NO. 418, 1989 - CITY-COUNTY BUDGET AND TAX  
LEVIES

Carl Moldthan, representing the Indianapolis Taxpayers Association, suggested that a system be devised whereas on April 30 of each year a report be drawn up that shows all needed figures from the previous year (by April 30 all bills from the previous year should be paid and all revenues should have been collected). He suggested that: (1) the report be easy enough for any citizen to read and understand and be consistent year to year; (2) the word "actual" be defined and that definition remain the same year after year; (3) the report should show all revenues and expenses - where the numbers come from, how they are figured, and when they are figured.

Louis Zickler, President of Horizon Group and representing the Government Affairs Council of the Indianapolis Chamber of Commerce, spoke on behalf of the City-County Budget. He stated that he believes that this budget is a very good one - it displays fiscal responsibility and addresses serious urban issues. He indicated that the Chamber of Commerce offers its support of this budget as well as its assistance as the budget is carried out through 1990.

### **B. POLICE SPECIAL SERVICE DISTRICT**

A quorum being present, the President called the Police Special Service District Council to order at 8:15 p.m.

PROPOSAL NO. 415, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 415, 1989, on September 18, 1989. The proposal is the annual budget for the Police Special Service District for 1990. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 415, 1989, was adopted on the following roll call vote; viz:

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27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

2 NOT VOTING: Gilmer, Mukes-Gaither

Proposal No. 415, 1989, was retitled POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 1989, and reads as follows:

POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 5, 1989

A POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1990, for each fund for which a special tax levy is authorized, fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE POLICE SPECIAL SERVICE DISTRICT COUNCIL  
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Police Force of the City of Indianapolis for the fiscal year beginning January 1, 1990, and ending December 31, 1990, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Service District Fund for the purposes herein specified, subject to the law governing the same:

1990 ANNUAL BUDGET  
DEPARTMENT OF PUBLIC SAFETY  
POLICE DIVISION

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY		
Police Division		
1. Personal Services	\$45,040,477	\$45,040,477
2. Supplies	1,419,114	1,419,114
3. Other Services & Charges	10,020,216	10,020,216
4. Capital Outlay	<u>611,455</u>	<u>611,455</u>
TOTAL	\$57,091,262	\$57,091,262

SECTION 2. For the expenses and obligations of the Police Pension of the City of Indianapolis, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, the sums of money herein set out are hereby appropriated and ordered set apart out of the Police Pension Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY		
Police Division		
1. Personal Services	\$17,570,991	\$17,570,991
2. Supplies	1,850	1,850
3. Other Services & Charges	172,950	172,950
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$17,745,791	\$17,745,791

SECTION 3. The salaries, wages, and compensation of the various officers and employees of the Police Special Service District for the ensuing year are now fixed and approved by the Police Special Service District Council, in accordance with the Position Evaluation and Salary Administration Plan established by Executive Order No. 8, 1977, or such wage and salary classification ordinance as may from time to time be adopted for employees of the Police

Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40 hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40 hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Police Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated and estimated revenues are allocated as follows:

(a) The Police Service District Fund for 1990 shall consist of all balances as of the end of fiscal 1989 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Force, including traffic fines and intergovernmental reimbursements, Community Development Grants, Court Docket Fees, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

(b) The Police Pension Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Police Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received by the levy of a rate tax for this fund on all taxable property located in the Police Special Service District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible and choses in action of every kind and character in the Police Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1989, payable in 1990, a tax rate of one dollar and fifty-three and forty-one hundredths cents (\$.5341) for the Police Special Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property, and twenty-two and thirty-six hundredths cents (\$.2236) for Police Pension Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

ESTIMATE OF MISCELLANEOUS REVENUE POLICE SERVICE DISTRICT FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>SPECIAL TAXES</b>		
001 Intangibles Tax-Bank, Building and Loan	485,484	1,026,600
002 License Excise Tax	1,096,233	2,300,000
<b>OTHER REVENUE:</b>		
006 Interest on Investments		
State Grant	65,150	55,150
Court Docket Fines	418,381	560,000
Traffic Violation	450,000	1,100,000
Auto Tow-In	40,000	90,000
Other Fines	23,559	39,000
DOT Parking Meter	0	100,000
Other	25,000	60,000

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Licenses and Permits	34,728	73,500
Official Reports	70,000	140,000
County Option Income Tax	8,515,000	20,670,772
Court Fees	160,000	160,000
Damage Claim	20,000	65,000
Total Columns A and B	11,403,535	26,440,022

ESTIMATE OF MISCELLANEOUS REVENUE POLICE PENSION FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	70,761	149,630
002 License Excise Tax	159,779	375,000
ALL OTHER REVENUE:		
006 Interest on Investments	975	2,000
Members Dues	438,559	864,054
Property Auction	15,000	40,000
Pension Relief Act 1977	2,913,269	5,826,538
Supplemental Pension Trust	2,492,767	5,816,440
Miscellaneous	2,000	15,000
Total Columns A and B	6,093,110	13,088,662

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND POLICE SERVICE DISTRICT  
NET ASSESSED VALUATION \$1,986,814,500

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR		
1. Total budget estimate for incoming year	57,091,262	57,091,262
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	28,387,888	28,387,888
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	85,479,150	85,479,150
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	2,287,559	2,287,559
7. Taxes to be collected, present year (Dec. Settlement)	14,868,313	14,868,313
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	11,403,535	11,403,535
B. Total-Jan. 1 to Dec. 31, incoming year	26,440,022	26,440,022
9. Total Funds (add lines 6,7,8A and 8B)	54,999,429	54,999,429
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	30,479,721	30,479,721
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		



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13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	30,479,721	30,479,721
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	30,479,721	30,479,721

Net Tax Rate on each One Hundred Dollars of Taxable Property	1.5341	1.5341
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ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND POLICE PENSION  
NET ASSESSED VALUATION \$1,986,814,500

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	17,745,791	17,745,791
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	8,212,802	8,212,802
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	25,958,593	25,958,593
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	167,200	167,200
7. Taxes to be collected, present year (Dec. Settlement)	2,167,104	2,167,104
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	6,093,110	6,093,110
B. Total-Jan. 1 to Dec. 31, incoming year	13,088,662	13,088,662
9. Total Funds (add lines 6,7,8A and 8B)	21,516,076	21,516,076
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	4,442,517	4,442,517
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	4,442,517	4,442,517
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.2236	.2236

FUNDS	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Police Special Service District	1.5341	30,479,721
Police Pension	.2236	4,442,517
TOTAL	1.7577	34,922,238

SECTION 7. The Auditor of Marion County, be, and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Police Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

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SECTION 8. This ordinance shall be in full force and effect beginning January 1, 1990, after passage by the Police Special Service District Council approval by the Mayor, and approval by the Tax Boards as required by law.

C. FIRE SPECIAL SERVICE DISTRICT

A quorum being present, the President called the Fire Special Service District Council to order at 8:17 p.m.

PROPOSAL NO. 416, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 416, 1989, on September 18, 1989. The proposal is the annual budget for the Fire Special Service District for 1990. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:17 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor West, for adoption. Proposal No. 416, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, Shaw, Solenberg, Strader, West, Williams*  
0 NAYS  
3 NOT VOTING: *Gilmer, Mukes-Gaither, SerVaas*

Proposal No. 416, 1989, was retitled FIRE SERVICE SPECIAL DISTRICT FISCAL ORDINANCE NO. 1, 1989, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1989

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1990 for each fund for which a special tax levy is authorized, and fixing a time when this ordinance shall take effect.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL  
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. For the expenses of the Fire Force of the City of Indianapolis for the fiscal year beginning January 1, 1990, and ending December 31, 1990, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Service District Fund for the purposes herein specified, subject to the law governing the same:

1990 ANNUAL BUDGET  
DEPARTMENT OF PUBLIC SAFETY  
FIRE DIVISION

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY		
Fire Division		
1. Personal Services	\$28,457,378	\$28,457,378
2. Supplies	638,486	638,486
3. Other Services & Charges	3,540,441	3,540,441
4. Capital Outlay	<u>2,129,294</u>	<u>2,129,294</u>
TOTAL	\$34,765,599	\$34,765,599

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SECTION 2. For the expenses and obligations of the Fire Pensions of the City of Indianapolis, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, the sums of money herein set out are hereby appropriated and ordered set apart out of the Fire Pension Fund for the purposes herein specified, subject to the law governing the same:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
DEPARTMENT OF PUBLIC SAFETY		
Fire Division		
1. Personal Services	\$16,173,033	\$16,173,033
2. Supplies	3,250	3,250
3. Other Services & Charges	134,350	134,350
4. Capital Outlay	<u>4,500</u>	<u>4,500</u>
TOTAL	\$16,315,133	\$16,315,133

SECTION 3. The salaries, wages, and compensation of the various officers and employees of the Fire Special Service District for the ensuing year are now approved by the Fire Special Service District Council, in accordance with the Position Evaluation and Salary Administration Plan established by Executive Order No. 8, 1977, or such wage and salary classification ordinance as may from time to time be adopted for employees of the Fire Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor; provided, however, that no person, official, or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40 hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40 hour week. Wages and hours of uniformed employees shall be determined in accordance with applicable provisions of the Fair Labor Standards Act.

SECTION 4. To defray the costs of government of the Fire Special Service District in accordance with the appropriations stated in sections 1 and 2 of this ordinance, certain anticipated revenues are allocated as follows:

(a) The Fire Service District Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, Community Development Grants, all miscellaneous revenues derived from sources connected with the operation of the Fire Force, portions of the receipts from the County Option Income Tax allocated to this fund, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special Service District by virtue of section 5 of this ordinance.

(b) The Fire Pension Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Fire Pension Fund, amounts allocated herein from the Supplemental Pension Trust, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, all amounts received from the levy of a rate of tax for this fund on all taxable property located in the Fire Special District by virtue of section 5 of this ordinance.

SECTION 5. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible and choses in action of every kind and character in the Fire Special Service District of the City of Indianapolis, as assessed for and returned for taxation in said District for the year 1989, payable in 1990, a tax rate of one dollar and fifty-one and forty-one hundredths cents (\$1.5141) for the Fire Special Service District Fund of each one hundred dollars (\$100.00) valuation of such special service taxable property; and thirty-five and forty-eight hundredths cents (\$.3548) for the Fire Pension Fund of each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 6. The budget of said special service district shall be carried out with the revenues from taxation provided from the several tax levies fixed in this ordinance, and the miscellaneous receipts of said funds and with the use of portions of current balances, all as indicated on the following tables:

ESTIMATE OF MISCELLANEOUS REVENUE FIRE SERVICE DISTRICT FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

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	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	450,005	949,300
002 License Excise Tax	1,049,908	2,200,000
ALL OTHER REVENUE:		
006 Interest on Investments		
045 Fire Protection Contracts	250,455	300,000
County Option Income Tax	1,718,000	4,726,216
Miscellaneous	4,300	12,600
Total Columns A and B	3,472,668	8,188,116

ESTIMATE OF MISCELLANEOUS REVENUE FIRE PENSION FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	110,372	232,830
002 License Excise Tax	257,510	540,000
ALL OTHER REVENUE:		
006 Interest on Investments	5,000	10,000
Member Dues	347,000	648,500
Pension Relief Act 1977	2,790,430	5,580,860
Supplemental Pension Trust	1,743,047	2,417,084
Total Columns A and B	5,253,359	9,429,274

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND FIRE SERVICE DISTRICT  
NET ASSESSED VALUATION \$1,743,538,010

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR		
1. Total budget estimate for incoming year	34,765,599	34,765,599
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	16,711,510	16,711,510
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	232,484	232,484
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	51,709,593	51,709,593
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	918,943	918,943
7. Taxes to be collected, present year (Dec. Settlement)	12,730,364	12,730,364
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	3,472,668	3,472,668
B. Total-Jan. 1 to Dec. 31, incoming year	8,188,116	8,188,116
9. Total Funds (add lines 6,7,8A and 8B)	25,310,091	25,310,091



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10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	26,399,502	26,399,502
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	26,399,502	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	26,399,502	26,399,502
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	26,399,502	26,399,502

Net Tax Rate on each One Hundred Dollars of Taxable Property	1.5141	1.5141
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ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND FIRE PENSION

NET ASSESSED VALUATION \$1,743,538,010

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	16,315,133	16,315,133
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	7,802,892	7,802,892
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	24,118,025	24,118,025
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	127,547	127,547
7. Taxes to be collected, present year (Dec. Settlement)	3,122,366	3,122,366
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	5,253,359	5,253,359
B. Total-Jan. 1 to Dec. 31, incoming year	9,429,274	9,429,274
9. Total Funds (add lines 6,7,8A and 8B)	17,932,546	17,932,546
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	6,185,479	6,185,479
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	6,185,479	6,185,479
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	6,185,479	6,185,479
Net Tax Rate on each One Hundred Dollars of Taxable Property	.3548	.3548

FUNDS	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Fire Special Service District	1.5141	26,399,502

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Fire Pension	.3548	6,185,479
TOTAL	1.8689	32,584,981

SECTION 7. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid tax levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Fire Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 8. This ordinance shall be in full force and effect beginning January 1, 1990, after passage by the Fire Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

**D. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT**

A quorum being present, the President called the Solid Waste Collection Special Service District Council to order at 8:18 p.m.

PROPOSAL NO. 417, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 417, 1989, on September 15, 1989. The proposal is the annual budget for the Solid Waste Collection Special Service District for 1990. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:19 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor West, for adoption. Proposal No. 417, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
0 NAYS  
3 NOT VOTING: *Cottingham, Gilmer, Mukes-Gaither*

Proposal No. 417, 1989, was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1989, and reads as follows:

**SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 1, 1989**

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE creating the annual budget for the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, appropriating monies for the purpose of defraying the expenses and all outstanding claims and obligations of said Solid Waste District and fixing and establishing the annual rate of taxation and tax levy for the year 1990, for each fund for which a special tax levy is authorized and fixing a time when this ordinance shall take effect.

**BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. For the expenses of the Solid Waste Special Collection Service District of the City of Indianapolis for the fiscal year beginning January 1, 1990, and ending December 31, 1990, the sums of money herein set out are hereby appropriated and ordered set apart out of the Solid Waste Collection Service District Fund for the purposes herein specified, subject to the law governing the same:

**1990 ANNUAL BUDGET  
DEPARTMENT OF PUBLIC WORKS  
SOLID WASTE DIVISION**

**ORIGINAL  
PUBLISHED  
BUDGET  
APPROPRIATION**

**BUDGET  
APPROVED BY  
CITY-COUNTY  
COUNCIL**

September 25, 1989

DEPARTMENT OF PUBLIC WORKS

SOLID WASTE COLLECTION SERVICE DISTRICT FUND

1. Personal Services	\$4,117,028	\$4,117,028
2. Supplies	256,050	256,050
3. Other Services & Charges	11,152,650	11,152,650
4. Capital Outlay	<u>24,600</u>	<u>24,600</u>
TOTAL	\$15,550,328	\$15,550,328

SECTION 2. The salaries, wages and compensation of the various officers and employees of the Solid Waste Collection Special Service District for the ensuing year as are hereby fixed and approved by the Solid Waste Collection Special Service District Council in accordance with the Position Evaluation and Salary Administration Plan established by Executive Order No. 8, 1977, or such wage and salary classification ordinance as may from time to time be adopted for employees of the Solid Waste Collection Special Service District, and the respective amounts herein specified for personal services are hereby appropriated therefor. Provided, however, that no person, official or employee whose salary or compensation has been approved as part of the "Personal Services" appropriations in this ordinance or any ordinance hereafter adopted shall have any vested right to receive such amount, or any minimum amount, except as may be accrued, or otherwise provided by statute. Control as to any decrease shall be vested in the body or executive having direction over the one affected, as provided by law. Provided that, certain employees classified as "exempt" for the purposes of the Fair Labor Standards Act shall be salaried employees, and such salaries shall be paid on an annualized basis. Exempt salaried employees shall, however, be required to work a regularly scheduled 40 hour week. Provided further, that the compensation of employees classified as "non-exempt" for the purposes of the Act may fluctuate from pay period to pay period, in accordance with actual hours worked. Non-exempt employees shall also be required to work a regularly scheduled 40 hour week.

SECTION 3. To defray the costs of government of the Solid Waste Collection Special Service District in accordance with the appropriations stated in Section 1 of this ordinance, certain anticipated and estimated revenues are allocated as follows: The Solid Waste Collection Service District Fund for 1990 shall, consist of all balances at the end of fiscal 1989 available for transfer into said fund, all miscellaneous revenues derived from sources connected with the operation of the Solid Waste Collection District, including federal grants and intergovernmental reimbursements, user charges, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund all on taxable property located in the Solid Waste Collection Special Service District by virtue of Section 4 of this ordinance.

SECTION 4. There is hereby levied and assessed or confirmed as may be required by law on all real estate and improvements and all business personal property of whatever description, tangible and intangible and choses in action of every kind and character in the Solid Waste Collection Special Service District of the City of Indianapolis, as assessed and returned for taxation in said District for the year 1989, payable 1990, a tax rate of thirty and eighty-four hundredths cents (\$.3084) for the Solid Waste Collection Special Service District Fund on each one hundred dollars (\$100.00) valuation of such special service district taxable property.

SECTION 5. The budget of the Solid Waste Collection Special Service District shall be carried out with the revenues from taxation provided from the tax levy fixed in this Ordinance, and the miscellaneous receipts of said funds and with the use of portions or current balances, all indicated on the following tables:

ESTIMATE OF MISCELLANEOUS REVENUE  
SOLID WASTE COLLECTION SERVICES DISTRICT FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	133,856	267,400
002 License Excise Tax	362,049	815,000
ALL OTHER REVENUE:		
006 Interest on Investments	98,597	100,000
Miscellaneous	6,000	8,636
Abandoned Vehicles	104,332	150,745
Belmont Dumping Charges	15,794	31,200
Solid Waste User Charges	1,000,000	0
Total Columns A and B	1,723,264	1,370,345

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## ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

### FUND SOLID WASTE COLLECTION SERVICE DISTRICT NET ASSESSED VALUATION \$4,458,300.463

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	15,550,328	15,550,328
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	9,193,440	9,193,440
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	24,743,768	24,743,768
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	3,518,798	3,518,798
7. Taxes to be collected, present year (Dec. Settlement)	4,381,963	4,381,963
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	1,723,264	1,723,264
B. Total-Jan. 1 to Dec. 31, incoming year	1,370,345	1,370,345
9. Total Funds (add lines 6,7,8A and 8B)	10,994,370	10,994,370
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	13,749,398	13,749,398
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	13,749,398	13,749,398
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	13,749,398	13,749,398
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	13,749,398	13,749,398
Net Tax Rate on each One Hundred Dollars of Taxable Property	.3084	.3084

FUNDS	LEVY ON PROPERTY	AMOUNT TO BE RAISED
Solid Waste Collection Service District	.3084	13,749,398

SECTION 6. The Auditor of Marion County, Indiana, be and he is hereby ordered and directed to place the aforesaid levies upon the property tax duplicates; and the County Treasurer of such county, ex-officio city treasurer, be and he is hereby ordered and directed to collect the same for the Solid Waste Collection Special Service District of the City of Indianapolis, and make due report thereof as provided by law.

SECTION 7. This ordinance shall be in full force and effect beginning January 1, 1990, after passage by the Solid Waste Collection Special Service District Council, approval by the Mayor, and approval by the Tax Boards as required by law.

## E. CITY-COUNTY COUNCIL

A quorum being present, the President called the City-Council Council back to order at 8:20 p.m.



PROPOSAL NO. 418, 1989. Councillor West reported that the proposal was sent to various committees. The proposal is the annual budget for Indianapolis and Marion County, Indiana, for 1990. The different Committees reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor West briefly went over the general figures for the 1990 Budget.

Councillor Schneider expressed his support for the budget, stating that it was almost perfect, except for the \$1.5 million for infant mortality. He stated that he believes the statistics were wrong, since he cannot see how infant mortality can be that high in Marion County. Councillor Schneider said another problem, in his opinion, is that no one is clear as to how the money is to be spent, and when it is spent, it is not enough to solve the infant mortality problem.

Councillor Borst stated that the point needs to be made to the public that the Council has tried to keep a level tax rate for the past three years, and the tax rates that have occurred, have been very small. He stated that the Council is trying to listen to the people who are saying that there should be no increase in taxes.

Councillor Rhodes indicated that infant mortality was discussed in the Administration Committee, and the Council will be able to review all programs, etc. that will be established for infant mortality. He agreed that the \$1.5 million will not correct the infant mortality problem, but it will help the problem improve. He also agreed with Councillor Schneider that it is very hard to believe that Marion County has the highest infant mortality rate.

Councillor Howard invited the Councillors to go on a tour with him to Wishard Hospital and the Healthcare facilities, and see the problems that are present.

Councillor Williams indicated that she was in support of Carl Moldthan's idea of having an April 30th summary drawn up for each year that shows all needed figures from the previous year.

The President called for public testimony at 8:38 p.m. There being no one present to testify, Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 418, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Gilmer, Mukes-Gaither*

Proposal No. 418, 1989, was retitled FISCAL ORDINANCE NO. 88, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 93, 1988

1990 ANNUAL BUDGET AND TAX LEVIES FOR  
THE CONSOLIDATED CITY OF INDIANAPOLIS  
AND FOR MARION COUNTY, INDIANA

A FISCAL ORDINANCE adopting the City-County Annual Budget for 1990, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and of Marion County, for the calendar and fiscal year beginning January 1, 1990, and ending December 31, 1990, establishing the method of financing such expenses by allocating anticipated revenues and expenses, establishing salaries, wages, and

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compensation rates and limitations with respect to certain employees of the City and County, and levying taxes and fixing the rates of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1990.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

## ARTICLE ONE ANNUAL BUDGET AND TAX LEVIES OF THE CONSOLIDATED CITY OF INDIANAPOLIS

### SECTION 1.01. CONSOLIDATED CITY APPROPRIATIONS FOR 1990.

For the expenses of government of the Consolidated City of Indianapolis and its departments, divisions, officials, special taxing districts, and institutions for the fiscal year beginning January 1, 1990, and ending December 31, 1990, the sums of money set out in this Section are hereby appropriated out of the respective funds (as established and allocated in section 1.02), namely the CITY GENERAL FUND, CONSOLIDATED COUNTY FUND, COMMUNITY SERVICES FUND, MANPOWER FEDERAL PROGRAMS FUND, REDEVELOPMENT GENERAL FUND, INDIANAPOLIS HOUSING AUTHORITY FUND, SANITATION GENERAL FUND, FLOOD CONTROL GENERAL FUND, TRANSPORTATION GENERAL FUND, ARTERIAL ROAD AND STREET FUND, PARKING METER FUND, HISTORIC PRESERVATION FUND, PARK GENERAL FUND, METROPOLITAN EMERGENCY COMMUNICATIONS FUND, SOLID WASTE DISPOSAL FUND, and CITY CUMULATIVE CAPITAL DEVELOPMENT FUND for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
OFFICE OF THE MAYOR	CITY GENERAL FUND	
1. Personal Services	\$ 997,275	\$ 997,275
2. Supplies	18,000	18,000
3. Other Services & Charges	1,215,910	1,215,910
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	\$2,236,185	\$2,236,185
OFFICE OF THE MAYOR	CONSOLIDATED COUNTY FUND	
1. Personal Services	\$36,285	\$36,285
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$36,285	\$36,285
INTERNAL AUDIT	CONSOLIDATED COUNTY FUND	
1. Personal Services	\$418,158	\$418,158
2. Supplies	3,600	3,600
3. Other Services & Charge	68,698	68,698
4. Capital Outlay	<u>6,900</u>	<u>6,900</u>
TOTAL	\$497,356	\$497,356

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CITY-COUNTY COUNCIL

1. Personal Services	\$ 778,492	\$ 778,492
2. Supplies	13,853	13,853
3. Other Services & Charges	363,680	363,680
4. Capital Outlay	<u>13,403</u>	<u>13,403</u>
TOTAL	\$1,169,428	\$1,169,428

METROPOLITAN EMERGENCY  
COMMUNICATIONS AGENCY

1. Personal Services	\$ 506,530	\$ 506,530
2. Supplies	30,509	30,509
3. Other Services & Charges	2,574,262	2,574,262
4. Capital Outlay	<u>4,000</u>	<u>4,000</u>
TOTAL	\$3,115,301	\$3,115,301

DEPARTMENT OF ADMINISTRATION

Office of the Director

1. Personal Services	\$ 658,213	\$ 658,213
2. Supplies	50,575	50,575
3. Other Services & Charges	4,209,018	4,209,018
4. Capital Outlay	<u>75,000</u>	<u>75,000</u>
TOTAL	\$4,992,806	\$4,992,806

DEPARTMENT OF ADMINISTRATION

Finance Division

1. Personal Services	\$ 1,831,447	\$ 1,831,447
2. Supplies	16,000	16,000
3. Other Services & Charges	13,845,589	13,845,589
4. Capital Outlay	<u>11,000</u>	<u>11,000</u>
TOTAL	\$15,704,036	\$15,704,036

DEPARTMENT OF ADMINISTRATION

Personnel Division

1. Personal Services	\$921,277	\$921,277
2. Supplies	13,000	13,000
3. Other Services & Charges	228,041	228,041
4. Capital Outlay	<u>22,000</u>	<u>22,000</u>
TOTAL	\$1,184,318	\$1,184,318

DEPARTMENT OF ADMINISTRATION

Purchasing Division

1. Personal Services	\$ 950,432	\$ 950,432
2. Supplies	69,779	69,779
3. Other Services & Charges	752,733	752,733
4. Capital Outlay	<u>35,000</u>	<u>35,000</u>
TOTAL	\$1,807,944	\$1,807,944

DEPARTMENT OF ADMINISTRATION

Legal Division

1. Personal Services	\$1,887,721	\$1,887,721
2. Supplies	11,500	11,500
3. Other Services & Charges	573,335	573,335
4. Capital Outlay	<u>21,650</u>	<u>21,650</u>
TOTAL	\$2,494,206	\$2,494,206

DEPARTMENT OF ADMINISTRATION

Microfilm Archives Division

1. Personal Services	\$524,020	\$524,020
2. Supplies	32,000	32,000
3. Other Services & Charges	95,758	95,758
4. Capital Outlay	<u>18,000</u>	<u>18,000</u>
TOTAL	\$669,778	\$669,778

DEPARTMENT OF ADMINISTRATION

Equal Opportunity Division

1. Personal Services	\$520,838	\$520,838
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2. Supplies	7,095	7,095
3. Other Services & Charges	124,002	124,002
4. Capital Outlay	<u>8,000</u>	<u>8,000</u>
TOTAL	\$659,935	\$659,935

DEPARTMENT OF ADMINISTRATION

MANPOWER FEDERAL PROGRAMS FUND

Occupational & Community Services Division		
1. Personal Services	\$ 1,445,056	\$ 1,445,056
2. Supplies	9,700	9,700
3. Other Services & Charges	10,200,818	10,200,818
4. Capital Outlay	<u>12,500</u>	<u>12,500</u>
TOTAL	\$11,668,074	\$11,668,074

DEPARTMENT OF ADMINISTRATION

CONSOLIDATED COUNTY FUND

Central Equipment Management		
1. Personal Services	\$ 3,883,035	\$ 3,883,035
2. Supplies	5,236,818	5,236,818
3. Other Services & Charges	3,004,557	3,004,557
4. Capital Outlay	<u>7,411,987</u>	<u>7,411,987</u>
TOTAL	\$19,536,397	\$19,536,397

DEPARTMENT OF METROPOLITAN DEVELOPMENT

CONSOLIDATED COUNTY FUND

Office of the Director		
1. Personal Services	\$ 636,258	\$ 636,258
2. Supplies	9,111	9,111
3. Other Services & Charges	464,816	464,816
4. Capital Outlay	<u>16,070</u>	<u>16,070</u>
TOTAL	\$1,126,255	\$1,126,255

DEPARTMENT OF METROPOLITAN DEVELOPMENT

COMMUNITY SERVICES FUND

Community Development Administration		
1. Personal Services	\$ 0	\$ 0
2. Supplies	0	0
3. Other Services & Charges	13,778,282	13,778,282
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$13,778,282	\$13,778,282

DEPARTMENT OF METROPOLITAN DEVELOPMENT

REDEVELOPMENT GENERAL FUND

Economic and Housing Development Division		
1. Personal Services	\$ 2,051,358	\$ 2,051,358
2. Supplies	44,358	44,358
3. Other Services & Charges	11,595,072	11,595,072
4. Capital Outlay	<u>7,409,384</u>	<u>7,409,384</u>
TOTAL	\$21,100,172	\$21,100,172

DEPARTMENT OF METROPOLITAN DEVELOPMENT

CONSOLIDATED COUNTY FUND

Planning Division		
1. Personal Services	\$1,698,133	\$1,698,133
2. Supplies	54,024	54,024
3. Other Services & Charges	597,310	597,310
4. Capital Outlay	<u>70,000</u>	<u>70,000</u>
TOTAL	\$2,419,467	\$2,419,467

DEPARTMENT OF METROPOLITAN DEVELOPMENT

CONSOLIDATED COUNTY FUND

Development Services Division		
1. Personal Services	\$3,438,356	\$3,438,356
2. Supplies	74,600	74,600
3. Other Services & Charges	1,552,657	1,552,657
4. Capital Outlay	<u>274,620</u>	<u>274,620</u>
TOTAL	\$5,340,303	\$5,340,303

DEPARTMENT OF METROPOLITAN DEVELOPMENT

HISTORIC PRESERVATION FUND

Historic Preservation Commission		
1. Personal Services	\$200,131	\$200,131
2. Supplies	3,275	3,275
3. Other Services & Charges	33,173	33,173
4. Capital Outlay	<u>1,000</u>	<u>1,000</u>



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TOTAL	\$237,579	\$237,579
DEPARTMENT OF METROPOLITAN DEVELOPMENT	INDIANAPOLIS HOUSING AUTHORITY FUND	
Public Housing Division		
1. Personal Services	\$ 4,038,200	\$ 4,038,200
2. Supplies	483,042	483,042
3. Other Services & Charges	4,656,105	4,656,105
4. Capital Outlay	<u>4,604,457</u>	<u>4,604,457</u>
TOTAL	\$13,781,804	\$13,781,804
DEPARTMENT OF PUBLIC WORKS	CITY GENERAL FUND	
Office of the Director		
1. Personal Services	\$1,893,658	\$1,893,658
2. Supplies	50,374	50,374
3. Other Services & Charges	740,191	740,191
4. Capital Outlay	<u>53,134</u>	<u>53,134</u>
TOTAL	\$2,737,357	\$2,737,357
DEPARTMENT OF PUBLIC WORKS	SOLID WASTE DISPOSAL FUND	
Office of the Director		
1. Personal Services	\$ 287,918	\$ 287,918
2. Supplies	6,965	6,965
3. Other Services & Charges	19,190,906	19,190,906
4. Capital Outlay	<u>6,600</u>	<u>6,600</u>
TOTAL	\$19,492,389	\$19,492,389
DEPARTMENT OF PUBLIC WORKS	CONSOLIDATED COUNTY FUND	
Air Pollution Control Division		
1. Personal Services	\$ 846,653	\$ 846,653
2. Supplies	33,850	33,850
3. Other Services & Charges	128,085	128,085
4. Capital Outlay	<u>47,900</u>	<u>47,900</u>
TOTAL	\$1,056,488	\$1,056,488
DEPARTMENT OF PUBLIC WORKS	SANITATION GENERAL FUND	
Liquid Waste 24th Floor Administration		
1. Personal Services	\$1,624,362	\$1,621,362
2. Supplies	78,990	78,990
3. Other Services & Charges	1,940,741	1,940,741
4. Capital Outlay	<u>79,956</u>	<u>79,956</u>
TOTAL	\$3,721,049	\$3,721,049
DEPARTMENT OF PUBLIC WORKS	SANITATION GENERAL FUND	
Sanitation Sewer Maintenance Division		
1. Personal Services	\$4,619,449	\$4,619,449
2. Supplies	1,064,890	1,064,890
3. Other Services & Charges	3,919,044	3,919,044
4. Capital Outlay	<u>175,300</u>	<u>175,300</u>
TOTAL	\$9,778,683	\$9,778,683
DEPARTMENT OF PUBLIC WORKS	SANITATION GENERAL FUND	
Liquid Waste Processing Operations		
1. Personal Services	\$12,984,382	\$12,984,382
2. Supplies	4,161,105	4,161,105
3. Other Services & Charges	17,267,976	17,267,976
4. Capital Outlay	<u>608,001</u>	<u>608,001</u>
TOTAL	\$35,021,464	\$35,021,464
DEPARTMENT OF PUBLIC WORKS	SANITATION GENERAL FUND	
Water and Land Pollution Control		
1. Personal Services	\$736,518	\$736,518
2. Supplies	40,039	40,039
3. Other Services & Charges	145,934	145,934
4. Capital Outlay	<u>29,331</u>	<u>29,331</u>
TOTAL	\$951,822	\$951,822
DEPARTMENT OF PUBLIC WORKS	FLOOD CONTROL GENERAL FUND	

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Flood Control Division		
1. Personal Services	\$1,802,116	\$1,802,116
2. Supplies	108,182	108,182
3. Other Services & Charges	1,343,280	1,343,280
4. Capital Outlay	<u>27,750</u>	<u>27,750</u>
TOTAL	\$3,281,328	\$3,281,328

DEPARTMENT OF TRANSPORTATION

TRANSPORTATION FUND

Finance & Administration Division		
1. Personal Services	\$2,219,807	\$2,219,807
2. Supplies	147,955	147,955
3. Other Services & Charges	1,291,400	1,291,400
4. Capital Outlay	<u>542,504</u>	<u>542,504</u>
TOTAL	\$4,201,666	\$4,201,666

DEPARTMENT OF TRANSPORTATION

PARKING METER FUND

Finance & Administration Division		
1. Personal Services	\$406,875	\$406,875
2. Supplies	128,700	128,700
3. Other Services & Charges	168,618	168,618
4. Capital Outlay	<u>12,000</u>	<u>12,000</u>
TOTAL	\$716,193	\$716,193

DEPARTMENT OF TRANSPORTATION

TRANSPORTATION FUND

Operations Division		
1. Personal Services	\$9,396,341	\$9,396,341
2. Supplies	4,882,700	4,882,700
3. Other Services & Charges	16,528,066	16,528,066
4. Capital Outlay	<u>569,200</u>	<u>569,200</u>
TOTAL	\$31,376,307	\$31,376,307

DEPARTMENT OF TRANSPORTATION

ARTERIAL ROADS & STREETS FUND

Operations Division		
1. Personal Services	\$ 0	\$ 0
2. Supplies	0	0
3. Other Services & Charges	5,245,000	5,245,000
4. Capital Outlay	<u>1,381,170</u>	<u>1,381,170</u>
TOTAL	\$6,626,170	\$6,626,170

DEPARTMENT OF TRANSPORTATION

PARKING METER FUND

Operations Division		
1. Personal Services	\$ 0	\$ 0
2. Supplies	0	0
3. Other Services & Charges	2,382,631	2,382,631
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$2,382,631	\$2,382,631

DEPARTMENT OF TRANSPORTATION

TRANSPORTATION FUND

Development Division		
1. Personal Services	\$1,188,613	\$1,188,613
2. Supplies	44,225	44,225
3. Other Services & Charges	128,015	128,015
4. Capital Outlay	<u>27,000</u>	<u>27,000</u>
TOTAL	\$1,387,853	\$1,387,853

DEPARTMENT OF TRANSPORTATION

ARTERIAL ROADS & STREETS FUND

Development Division		
1. Personal Services	\$ 0	\$ 0
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>550,000</u>	<u>550,000</u>
TOTAL	\$550,000	\$550,000

DEPARTMENT OF PUBLIC SAFETY

CITY GENERAL FUND

Office of the Director		
1. Personal Services	\$325,884	\$325,884
2. Supplies	1,850	1,850

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3. Other Services & Charges	165,041	165,041
4. Capital Outlay	<u>2,000</u>	<u>2,000</u>
TOTAL	\$494,775	\$494,775

DEPARTMENT OF PUBLIC SAFETY  
Neighborhood Crimewatch

CONSOLIDATED COUNTY FUND

1. Personal Services	\$179,093	\$179,093
2. Supplies	2,750	2,750
3. Other Services & Charges	31,689	31,689
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$213,532	\$213,532

DEPARTMENT OF PUBLIC SAFETY  
Emergency Management Planning Division

CONSOLIDATED COUNTY FUND

1. Personal Services	\$192,665	\$192,665
2. Supplies	7,800	7,800
3. Other Services & Charges	144,443	144,443
4. Capital Outlay	<u>13,100</u>	<u>13,100</u>
TOTAL	\$358,008	\$358,008

DEPARTMENT OF PUBLIC SAFETY  
Weights and Measures Division

CONSOLIDATED COUNTY FUND

1. Personal Services	\$260,141	\$260,141
2. Supplies	2,000	2,000
3. Other Services & Charges	58,773	58,773
4. Capital Outlay	<u>4,600</u>	<u>4,600</u>
TOTAL	\$325,514	\$325,514

DEPARTMENT OF PUBLIC SAFETY  
Animal Control Division

CONSOLIDATED COUNTY FUND

1. Personal Services	\$ 816,164	\$ 816,164
2. Supplies	41,369	41,369
3. Other Services & Charges	453,329	453,329
4. Capital Outlay	<u>2,000</u>	<u>2,000</u>
TOTAL	\$1,312,862	\$1,312,862

DEPARTMENT OF PARKS AND RECREATION  
Administration Division

PARK GENERAL FUND

1. Personal Services	\$1,548,334	\$1,548,334
2. Supplies	140,769	140,769
3. Other Services & Charges	943,220	943,220
4. Capital Outlay	<u>131,853</u>	<u>131,853</u>
TOTAL	\$2,764,176	\$2,764,176

DEPARTMENT OF PARKS AND RECREATION  
Eagle Creek Division

PARK GENERAL FUND

1. Personal Services	\$1,063,237	\$1,063,237
2. Supplies	139,576	139,576
3. Other Services & Charges	318,834	318,834
4. Capital Outlay	<u>25,430</u>	<u>25,430</u>
TOTAL	\$1,547,077	\$1,547,077

DEPARTMENT OF PARKS AND RECREATION  
Recreation and Sports Facilities Division

PARK GENERAL FUND

1. Personal Services	\$2,791,714	\$2,791,714
2. Supplies	316,437	316,437
3. Other Services & Charges	1,993,768	1,993,768
4. Capital Outlay	<u>54,980</u>	<u>54,980</u>
TOTAL	\$5,156,899	\$5,156,899

DEPARTMENT OF PARKS AND RECREATION  
Parks Management Division

PARK GENERAL FUND

1. Personal Services	\$4,051,543	\$4,051,543
2. Supplies	457,488	457,488
3. Other Services & Charges	1,734,160	1,734,160
4. Capital Outlay	<u>63,204</u>	<u>63,204</u>
TOTAL	\$6,306,395	\$6,306,395

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DEPARTMENT OF PARKS AND RECREATION

PARK GENERAL FUND

Golf Division		
1. Personal Services	\$1,422,524	\$1,422,524
2. Supplies	592,503	592,503
3. Other Services & Charges	966,454	966,454
4. Capital Outlay	<u>21,900</u>	<u>21,900</u>
TOTAL	\$3,003,381	\$3,003,381

SUMMARY OF APPROPRIATIONS

	DIVISION TOTALS BY FUND	TOTAL ALL FUNDS
DEPARTMENT		
Office of the Mayor		
City General	2,236,185	
Consolidated County	36,285	2,272,470
Internal Audit		
Consolidated County	497,356	497,356
City-County Council & Clerk		
Consolidated County	1,169,428	1,169,428
Metropolitan Emergency Communication		
MECA Fund	3,115,301	3,115,301
Dept. of Administration		
Director - City General	4,992,806	
Finance - City General	15,704,036	
Gen. Equip. Man. - Cons. Co.	19,536,397	
Personnel - Cons. Co.	1,184,318	
Purchasing - Cons. Co.	1,807,944	
Legal - Cons. Co.	2,494,206	
Equal Opportunity - Cons. Co.	659,935	
Microfilm Archives - Cons. Co.	669,778	
Occup. & Community Services		
Manpower Federal Programs	11,668,074	58,717,494
Dept. of Metropolitan Development		
Adm. Director - Cons. Co.	1,126,255	
Comm. Svcs. Fund	13,778,282	
Plan. - Cons. Co.	2,419,467	
Econ. & Housing Dev. - Redev.		
Gen. Fund	21,100,172	
Dev. Svcs. - Cons. Co.	5,340,303	
Hist. Preserv. Fund	237,579	
Pub. Housing - Housing Auth. Fund	13,781,804	57,783,862
Dept. of Public Works		
Adm. Director - City Gen.	2,737,357	
Adm. Director - Sol. Waste Disp.	19,492,389	
Air Pollution - Cons. Co.	1,056,488	
Liq. Waste 24th Floor Admin.	3,721,049	
San. Sewer Main. Div.	9,778,683	
Liq. Waste Proc. Operation	35,021,464	
Land & Water Pollution	951,822	
Flood Control Gen. Fund	3,281,328	76,040,580
Dept. of Transportation		
Finance & Admin - Trans Gen'l	4,201,666	
Finance & Admin - Parking Meter Fd.	716,193	
Operations - Trans Gen'l	31,376,307	
Operations - AR&S Fund	6,626,170	
Operations - Parking Meter Fd	2,382,631	
Development - Trans Gen'l	1,387,853	
Development - AR&S Fund	550,000	47,240,820
Dept. of Public Safety		
Dir. Adm. - City Gen.	494,775	
Neighborhood Crimewatch - Cons. Co.	213,532	
Emerg. Mgmt. Planning - Cons. Co.	358,008	
Weights & Meas. - Cons. Co.	325,514	
Animal Control - Cons. Co.	1,312,862	2,704,691
Dept. of Parks - Park General Fund		



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Admin.	2,764,176	
Eagle Creek	1,547,077	
Recreation & Sports Facilities	5,156,899	
Parks Management	6,306,395	
Golf	3,003,381	18,777,928

Grand Total Operating Funds 268,319,930

#### SECTION 1.02. ALLOCATION OF REVENUES AND MEANS OF FINANCE.

To defray the costs of government of the Consolidated City of Indianapolis and its special taxing districts in accordance with the appropriations stated in Section 1.01 of this ordinance, the anticipated and estimated revenues of the Consolidated City and its special taxing districts are hereby allocated to the respective funds as herein stated; and in accordance with law and such allocations, the revenues, other than property taxes collectible in 1990, the portions of current balances and the revenues from taxation provided by the several levies fixed in Section 7.01 of this ordinance, are allocated to finance the amounts budgeted from each fund.

(a) CITY GENERAL FUND. The City General Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, the city portion of the revenue from the County Option Income Tax, a portion of the receipts of state taxes on alcoholic beverages and cigarettes, amounts received for city licenses, Municipal Court fees, Barrett Law transfers, and Controllors fees, and all other miscellaneous revenues derived from sources connected with the operation of those portions of city government whose appropriations are out of the City General Fund, all of which does not involve a general tax levy for said fund.

#### ESTIMATE OF MISCELLANEOUS REVENUE CITY GENERAL FUND FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

##### ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
County Option Income Tax	4,259,904	12,534,619
ALL OTHER REVENUE:		
047 State Liquor Excise Tax		
Distributions	436,300	760,700
048 State Alcoholic Beverage		
Gallonage Tax Distribution	103,502	113,194
050 State Cigarette Tax Distr.	141,650	95,800
Telephone Franchise	6,000	12,000
Cable Television Franchise Fee	1,205,000	1,735,000
Interest	450,000	1,073,158
License	150,000	330,000
Federal Indirect	0	220,000
Controller License Fees	10,000	50,000
Police	25,000	25,000
DPW - Property Sale Fee	0	245,644
DPW Reimbursement - Admin.	1,126,355	2,490,035
DPW - Other	560	1,000
Wellness Program Charge Back	0	776,160
Workmens Comp. Ins. Charge Back	194,000	1,138,000
Intergovernmental - County	510,000	510,000
DOA Director - Veh. Ins. Charge Back	0	1,050,997
DOA Director - Telephone Charge Back	552,304	894,324
Barrett Law Transfer	0	525,000
Total Columns A and B	9,170,575	24,580,631

(b) CONSOLIDATED COUNTY FUND. The Consolidated County Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, the city portion of the revenue from the County Option Income Tax, all miscellaneous revenues derived from the operation of the Department of Metropolitan Development, the Emergency Management Division of the Department of Public Safety, the Air Pollution Division of the Department of Public Works, other sources connected with the operations of those portions of Consolidated government whose appropriations are from this fund and from the sales and fees for licenses on dogs, a portion of

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the receipts of state taxes on alcoholic beverages and cigarettes, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located in the county as shown in section 1.05.

**ESTIMATE OF MISCELLANEOUS REVENUE CONSOLIDATED COUNTY FUND FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>SPECIAL TAXES</b>		
County Option Income Tax	481,500	962,051
001 Intangibles Tax-Bank, Building and Loan	111,365	238,660
002 License Excise Tax	436,930	920,000
<b>ALL OTHER REVENUE:</b>		
006 Interest on Investments	32,202	55,000
Copier Reimbursement	187,335	293,392
O.E.O. - Misc.	38,935	40,685
Legal Fee	238,500	603,125
Microfilm - Misc.	0	100,000
DMD - Charge Back	176,715	240,250
Planning - Federal Grants	697,760	604,236
Planning - Com. Dev.	344,473	495,000
Develop. Serv. - Licenses & Permits	2,505,969	4,923,065
Air Pollution Permits & Penalties	25,155	140,000
Air Pollution Fed. Reimbursement	36,902	141,816
Planning - Miscellaneous	51,964	283,600
Emergency Mgmt.	36,498	94,000
Animal Control	59,585	163,800
Central Garage Billings	14,238,778	18,880,397
DMD Admin. - Com. Dev.	83,706	83,706
Develop. Serv. - Fees	52,298	86,390
Develop. Serv. - Misc.	300,000	45,000
Purchasing - Admin. Charge Back	110,069	232,408
<b>Total Columns A and B</b>	<b>20,246,639</b>	<b>29,626,581</b>

(c) **COMMUNITY SERVICES FUND.** The Community Services Fund (The Housing and Community Development Act of 1974, as amended) for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, all monies received by the City of Indianapolis from federal government for the Housing and Community Development Act of 1974, as amended, and any other federal grants, categoric grants, or special revenue sharing relating to these types of programs granted to the City of Indianapolis whose appropriations are out of the Community Services Fund, all of which does not involve a general tax levy for the City.

**ESTIMATE OF MISCELLANEOUS REVENUE COMMUNITY SERVICES FUND FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>ALL OTHER REVENUE:</b>		
Community Dev. Fed. Revenue	3,025,137	6,528,282
Program Income	0	250,000
UDAG Grant	5,000,000	5,000,000
Section 108 Loan	3,774,104	2,000,000
<b>Total Columns A and B</b>	<b>11,799,241</b>	<b>13,778,282</b>

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(d) MANPOWER FEDERAL PROGRAMS FUND. The Manpower Federal Programs Fund for 1990 consists of all balances at the end of fiscal 1989 available for transfer into said fund, all monies received from the federal government under categorical grants and revenue sources derived from the Job Training Partnership Act of 1982, as amended, whose appropriations are out of Manpower Federal Programs Fund, all of which does not involve a general tax levy for the City.

ESTIMATE OF MISCELLANEOUS REVENUE MANPOWER FEDERAL PROGRAMS FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
JTPA Federal Grant	6,262,208	9,670,021
Community Development	401,789	1,100,000
State ABC Gallonage	384,698	895,553
Other	4,500	2,500
Cigarette Tax	50,000	0
Total Columns A and B	7,103,195	11,668,074

(e) REDEVELOPMENT GENERAL FUND. The Redevelopment General Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, the city portion of the revenue from the County Option Income Tax, all fees, charges and other receipts derived from sources connected with the operation of the Economic and Housing Development Division of the Department of Metropolitan Development, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed for this fund, and all amounts received by the levy of a rate of tax for this fund on all taxable property located in the Redevelopment Special Taxing District as shown in Section 1.05.

ESTIMATE OF MISCELLANEOUS REVENUE REDEVELOPMENT GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	3,599	9,150
002 License Excise Tax	14,089	41,500
ALL OTHER REVENUE:		
Community Development	4,143,636	4,136,755
Intragovernmental Transfers	106,797	1,536,000
UDAG Grant	1,382,985	5,000,000
UMTA	0	3,600,000
Tax Abatement Revenue	0	225,000
Rental Rehabilitation Grant	657,460	928,214
Lilly Endowment Grant	500,000	1,000,000
Miscellaneous	25,000	137,415
Operating Leases	180,000	560,813
EDA Grant	100,000	0
Section 108 Grant	4,636,648	2,800,000
Other Federal Grants	674,160	125,000
State Grant		
Public Works Contract	7,670	0
Sale of Land	0	39,424
CDBG Repayments	0	210,422
County Option Income Tax	175,000	350,000
Total Columns A and B	12,607,044	20,699,693

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(f) INDIANAPOLIS HOUSING AUTHORITY FUND. The Indianapolis Housing Authority Fund for 1990 shall consist of all balances available at the end of fiscal year 1989 for transfer into said fund, the city portion of the revenue from the County Option Income Tax, all fees, charges and other receipts derived from sources connected with the operation of the Indianapolis Housing Authority and its successors, the operations of the Public Housing Division of the Department of Metropolitan Development, grants and subsidies from the Department of Housing and Urban Development for providing public housing, all of which does not require a general tax levy for said fund.

**ESTIMATE OF MISCELLANEOUS REVENUE INDIANAPOLIS HOUSING AUTHORITY FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>ALL OTHER REVENUE:</b>		
Rentals	1,537,812	3,322,584
Community Development	559,038	500,000
HUD Operating Contribution	1,611,490	4,088,250
HUD Modernization Program	2,125,266	5,320,970
Miscellaneous	0	300,000
County Option Income Tax	0	250,000
Other Federal	374,360	0
 Total Columns A and B	 6,207,966	 13,781,804

(g) SANITATION GENERAL FUND. The Sanitation General Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the operation of the Sanitation Division of the Department of Public Works, all of which does not involve a general tax levy for said fund.

**ESTIMATE OF MISCELLANEOUS REVENUE SANITATION GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>ALL OTHER REVENUE:</b>		
006 Interest on Investments	718,954	1,500,000
Miscellaneous	51,808	6,000
Sewer User Charges	28,228,983	45,015,000
Outside Community User Charges	752,111	1,600,000
Night Soil Dumping	37,926	110,000
Sewer Connecting & Inspection Fees	114,352	300,000
IMAGIS	1,180,000	0
Sewer Permit Fees	10,870	25,000
 Total Columns A and B	 31,095,004	 48,556,000

(h) SOLID WASTE DISPOSAL FUND. The Solid Waste Disposal Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, and all fees, charges, and miscellaneous revenues derived from sources connected with the construction and financing of the Resource Recovery Facility, all of which does not involve a general tax levy for said fund.

**ESTIMATE OF MISCELLANEOUS REVENUE SOLID WASTE DISPOSAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

-A- July 1, 1989	-B- Jan. 1, 1990
---------------------	---------------------



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	to Dec. 31, 1989	to Dec. 31, 1990
ALL OTHER REVENUE:		
Rentals	68,505	136,992
Interest	32,400	300,000
Other, Bond Proceeds		4,499,558
Solid Waste User Charge	0	12,735,997
Contract Collection Charge	0	7,363,772
EPA Federal Grant	50,040	0
Service Fee	0	2,402,159
Total Columns A and B	4,650,503	22,938,920

(i) FLOOD CONTROL GENERAL FUND. The Flood Control General Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, all miscellaneous revenue derived from sources connected with the operation of the Flood Control Division of the Department of Public Works, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located in the Flood Control Special Taxing District as shown in Section 1.05.

ESTIMATE OF MISCELLANEOUS REVENUE FLOOD CONTROL GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	21,053	39,800
002 License Excise Tax	82,599	170,000
ALL OTHER REVENUE:		
006 Interest on Investments	47,034	140,000
Rental	4,375	10,000
Sale of Water	8,865	158,315
Drainage Permits	73,497	180,000
Weed Control	35,010	30,000
Miscellaneous	204,154	72,000
Total Columns A and B	476,587	800,115

(j) TRANSPORTATION GENERAL FUND. The Transportation General Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1990 and allocated to said City of Indianapolis out of the revenues derived from taxes on gasoline, cigarettes, motor vehicles, and other sources connected therewith, miscellaneous revenues from license fees, inheritance taxes, federal highway funds, and other operations of the Department of Transportation, County Auto Excise Surtaxes and County Wheel Taxes, all of which does not involve a general tax levy for said fund.

ESTIMATE OF MISCELLANEOUS REVENUE TRANSPORTATION GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
006 Interest on Investments	200,000	400,000
042 State Motor Vehicle Highway Distributions	10,057,380	17,814,300
051 Cigarette Tax to CCIF	648,528	1,361,900

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Inheritance Tax	400,000	800,000
Wheel Tax	3,200,000	8,000,000
Rental	12,879	30,000
Permits	328,171	675,200
Miscellaneous	39,822	140,000
Federal Project Reimb.	65,000	200,000
County Engineer	0	20,000
Service Fees	17,338	28,000
 Total Columns A and B	 14,969,118	 29,469,400

(k) **ARTERIAL ROAD AND STREET FUND.** The Arterial Road and Street Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, amounts to be received from the State of Indiana during the fiscal year 1990 and allocated to said City of Indianapolis or Marion County out of revenues derived from taxes on gasoline, and other sources connected therewith, and miscellaneous fees such as interest earned, all of which does not involve a general tax levy for said fund.

**ESTIMATE OF MISCELLANEOUS REVENUE ARTERIAL ROAD AND STREET FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>ALL OTHER REVENUE:</b>		
006 Interest on Investments	146,000	200,000
State Fuel Tax	3,377,000	7,418,700
Federal Projects Reim.	132,000	200,000
 Total Columns A and B	 3,655,000	 7,818,700

(l) **PARKING METER FUND.** The Parking Meter Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, all amounts to be received from parking meter receipts during the year 1990, those revenues from licenses and permit fees connected with special parking privileges, all of which does not involve a general tax levy for said fund.

**ESTIMATE OF MISCELLANEOUS REVENUE PARKING METER FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>ALL OTHER REVENUE:</b>		
006 Interest on Investments	65,000	140,000
Parking Receipts	900,000	1,800,000
Meter Blockouts	130,000	150,000
 Total Columns A and B	 1,095,000	 2,090,000

(m) **HISTORIC PRESERVATION FUND.** The Historic Preservation Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, a portion of the receipts of state taxes on alcoholic beverages, and all fees, charges, and miscellaneous revenues derived from the Historic Preservation Commission which is a division of the Department of Metropolitan Development, all of which does not involve a general tax levy for said fund.

**ESTIMATE OF MISCELLANEOUS REVENUE HISTORIC PRESERVATION FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

September 25, 1989

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
048 State Alcoholic Beverage		
Gallonage Tax Distribution	9,000	28,403
Community Development	95,262	125,000
Historic Preservation Fees	15,411	36,667
Interest	1,000	5,000
Miscellaneous	5,000	10,000
Chargeback	10,000	10,000
Total Columns A and B	135,673	215,070

(n) PARK GENERAL FUND. The Park General Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, the City portion of the revenue from the County Option Income Tax, all fees, charges, and other miscellaneous revenue derived from sources connected with the operation of the Department of Parks and Recreation, those distributions of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by the levy of a rate of tax for this fund on all the taxable property located within the Park Special Taxing District as shown in Section 1.05.

ESTIMATE OF MISCELLANEOUS REVENUE PARK GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	127,693	273,650
002 License Excise Tax	500,991	1,060,200
State Cigarette Tax	111,000	423,000
ALL OTHER REVENUE:		
006 Interest on Investments	95,118	92,920
Intragovernmental Charge	500,000	769,798
Golf	1,254,957	2,904,392
Recreation & Sport Facilities Charges	648,991	1,070,500
Eagle Creek Charges	351,570	898,200
Parks Mgt. Div. - Charges	26,900	48,200
Rental General	101,461	133,285
Total Columns A and B	3,718,681	7,674,145

(o) METROPOLITAN EMERGENCY COMMUNICATIONS FUND. The Metropolitan Emergency Communications Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, and all fees, charges, miscellaneous revenues derived from sources connected with the operation of the Metropolitan Emergency Communications Agency and the portion of County Option Income taxes allocated to such purposes, all of which does not involve a general tax levy for said fund.

ESTIMATE OF MISCELLANEOUS REVENUE METROPOLITAN EMERGENCY COMMUNICATIONS  
FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		

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County Option Income Tax	1,000,000	2,000,000
E-911 Telephone Charge	392,530	1,177,608
Interest	100,000	100,000
 Total Columns A and B	 1,492,530	 3,277,608

(p) CITY CUMULATIVE CAPITAL DEVELOPMENT FUND. The City Cumulative Capital Development Fund for 1990 shall consist of all balances at the end of fiscal 1989 available for transfer into said fund, those distribution of taxes allocated by state law on the basis of property taxes levied and assessed as this fund, and all amounts received by a levy of a rate of tax for this fund on all taxable property located within the consolidated city as shown in Section 1.05.

**ESTIMATE OF MISCELLANEOUS REVENUE CITY CUMULATIVE CAPITAL DEVELOPMENT FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES**

**ESTIMATED AMOUNTS TO BE RECEIVED**

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
<b>SPECIAL TAXES</b>		
001 Intangibles Tax-Bank, Building and Loan	81,117	153,000
002 License Excise Tax	328,525	693,000
 Total Columns A and B	 409,642	 846,000

SECTION 1.03. APPROPRIATIONS FOR CITY SINKING FUNDS FOR 1990. @PROPOSAL IN = For purposes of paying the principal and interest due on the outstanding bonded and other indebtedness of the Consolidated City and its special taxing districts, there is hereby appropriated for 1990 the respective sums hereinafter set forth for the respective funds:

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
<b>(a) CITY GENERAL SINKING FUND</b>		
1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	3,050,668	3,050,668
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$3,050,668	\$3,050,668
 <b>(b) REDEVELOPMENT DISTRICT SINKING FUND</b>		
1. Personal Services	\$ 0	\$ 0
2. Supplies	0	0
3. Other Services & Charges	856,901	856,901
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$856,901	\$856,901
 <b>(c) SANITARY DISTRICT SINKING FUND</b>		
1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	17,886,397	17,886,397
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$17,886,397	\$17,886,397
 <b>(d) FLOOD CONTROL DISTRICT SINKING FUND</b>		
1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	4,019,945	4,019,945
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$4,019,945	\$4,019,945



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(e) METROPOLITAN THOROUGHFARE DISTRICT SINKING FUND

1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	9,428,753	9,428,753
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$9,428,753	\$9,428,753

(f) METROPOLITAN PARK DISTRICT SINKING FUND

1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	2,492,330	2,492,330
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$2,492,330	\$2,492,330

SECTION 1.04.ALLOCATIONS OF SINKING FUND REVENUES. In accordance with law and the allocations herein made, the source revenues anticipated and estimated for each respective fund are specified for the uses set forth in the following tables, which together with the tax levies fixed in Section 1.07 of this ordinance, and the portions of current balances are set aside to defray the respective appropriations.

(a) ESTIMATE OF MISCELLANEOUS REVENUE CITY GENERAL SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	31,527	67,480
002 License Excise Tax	127,686	275,000
ALL OTHER REVENUE:		
Interest	30,000	30,000
Total Columns A and B	189,213	372,480

(B) ESTIMATE OF MISCELLANEOUS REVENUE REDEVELOPMENT DISTRICT SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	9,031	19,330
002 License Excise Tax	36,575	75,000
ALL OTHER REVENUE:		
006 Interest on Investments	5,000	10,000
Total Columns A and B	50,606	104,330

(c) ESTIMATE OF MISCELLANEOUS REVENUE SANITARY DISTRICT SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
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SPECIAL TAXES

001 Intangibles Tax-Bank, Building and Loan	175,243	374,980
002 License Excise Tax	707,726	1,580,000
ALL OTHER REVENUE:		
006 Interest on Investments	733,000	1,150,000
Satellite Communities	0	152,740
Total Columns A and B	1,615,969	3,257,720

(d) ESTIMATE OF MISCELLANEOUS REVENUE FLOOD CONTROL DISTRICT SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	26,376	56,520
002 License Excise Tax	103,483	215,000
ALL OTHER REVENUE:		
006 Interest on Investments	490,000	720,000
Total Columns A and B	619,859	991,520

(e) ESTIMATE OF MISCELLANEOUS REVENUE METROPOLITAN THOROUGHFARE  
DISTRICT SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	92,525	198,280
002 License Excise Tax	363,013	770,000
ALL OTHER REVENUE:		
006 Interest on Investments	350,000	269,300
Total Columns A and B	805,538	1,237,580

(f) ESTIMATE OF MISCELLANEOUS REVENUE METROPOLITAN PARK DISTRICT SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Intangibles Tax-Bank, Building and Loan	26,675	57,160
002 License Excise Tax	104,656	230,000
ALL OTHER REVENUE:		
006 Interest on Investments	10,000	20,000
Total Columns A and B	141,331	307,160

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SECTION 1.05. ESTIMATES OF FUNDS TO BE RAISED AND PROPOSED TAX LEVIES.

In accordance with law the appropriations and allocations on revenues herein before made, the tax rates for the respective funds are calculated as follows:

(a)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND CITY GENERAL

NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	26,165,159	26,165,159
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	10,232,711	10,232,711
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	36,397,870	36,397,870
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	2,646,664	2,646,664
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	9,170,575	9,170,575
B. Total-Jan. 1 to Dec. 31, incoming year	24,580,631	24,580,631
9. Total Funds (add lines 6, 7, 8A and 8B)	36,397,870	36,397,870
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(a)(2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND CONSOLIDATED COUNTY

NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	40,208,076	40,208,076
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	26,032,923	26,032,923
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2,		

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3 and 4)	66,240,999	66,240,999
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	2,542,899	2,542,899
7. Taxes to be collected, present year (Dec. Settlement)	4,178,804	4,178,804
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	20,246,639	20,246,639
B. Total-Jan. 1 to Dec. 31, incoming year	29,626,581	29,626,581
9. Total Funds (add lines 6,7,8A and 8B)	56,594,923	56,594,923
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	9,646,076	9,646,076
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	9,646,076	9,646,076
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	9,646,076	9,646,076
Net Tax Rate on each One Hundred Dollars of Taxable Property.2032.2032		

(a)(3) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND COMMUNITY SERVICES

NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	13,778,282	13,778,282
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	14,026,090	14,026,090
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	27,804,372	27,804,372
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	2,226,849	2,226,849
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	11,799,241	11,799,241
B. Total-Jan. 1 to Dec. 31, incoming year	13,778,282	13,778,282
9. Total Funds (add lines 6,7,8A and 8B)	27,804,372	27,804,372
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from		



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- Local Option Tax
14. NET AMOUNT TO BE RAISED BY TAX LEVY  
(deduct line 13 from 12)
  15. Levy Excess Fund Applied to Current Budget
  16. Net Amount to be Raised

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(a)(4) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND MANPOWER FEDERAL PROGRAMS  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	11,668,074	11,668,074
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	7,196,947	7,196,947
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	18,865,021	18,865,021
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	93,752	93,752
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	7,103,195	7,103,195
B. Total-Jan. 1 to Dec. 31, incoming year	11,668,074	11,668,074
9. Total Funds (add lines 6,7,8A and 8B)	18,865,021	18,865,021
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(a)(5) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND REDEVELOPMENT GENERAL  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	21,100,172	21,100,172
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	16,955,124	16,955,124
3. Additional approp. necessary to be made		

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July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	38,055,296	38,055,296
<b>FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES</b>		
<b>OTHER THAN PROPOSED TAX LEVY:</b>		
6. Actual balance, June 30 of present year	4,158,665	4,158,665
7. Taxes to be collected, present year (Dec. Settlement)	189,415	189,415
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	12,607,044	12,607,044
B. Total-Jan. 1 to Dec. 31, incoming year	20,699,693	20,699,693
9. Total Funds (add lines 6,7,8A and 8B)	37,654,817	37,654,817
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	400,479	400,479
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	400,479	400,479
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	400,479	400,479
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0090	.0090

(a)(6) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

**FUND INDIANAPOLIS HOUSING AUTHORITY**  
**NET ASSESSED VALUATION \$4,449,762,460**

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
<b>FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR</b>		
1. Total budget estimate for incoming year	13,781,804	13,781,804
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	6,295,679	6,295,679
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	20,077,483	20,077,483
<b>FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES</b>		
<b>OTHER THAN PROPOSED TAX LEVY:</b>		
6. Actual balance, June 30 of present year	87,713	87,713
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	6,207,966	6,207,966
B. Total-Jan. 1 to Dec. 31, incoming year	13,781,804	13,781,804
9. Total Funds (add lines 6,7,8A and 8B)	20,077,483	20,077,483
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc.		

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- revenue for same period)
12. Amount to be raised by tax levy (add lines 10 and 11)
  13. Property Tax Replacement Credit from Local Option Tax
  14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)
  15. Levy Excess Fund Applied to Current Budget
  16. Net Amount to be Raised

Net Tax Rate on each One Hundred Dollars of Taxable Property

(a)(7) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND SANITATION GENERAL

NET ASSESSED VALUATION \$4,352,113.310

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	49,473,018	49,473,018
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	41,523,077	41,523,077
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	90,996,095	90,996,095
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	32,187,114	32,187,114
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	31,095,004	31,095,004
B. Total-Jan. 1 to Dec. 31, incoming year	48,556,000	48,556,000
9. Total Funds (add lines 6,7,8A and 8B)	111,838,118	111,838,118
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(20,842,023)	(20,842,023)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	20,842,023	20,842,023
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars of Taxable Property

(a)(8) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND SOLID WASTE DISPOSAL

NET ASSESSED VALUATION \$4,747,135.940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	19,492,389	19,492,389

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2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	2,371,872	2,371,872
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	21,864,261	21,864,261
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	(1,601,977)	(1,601,977)
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	4,650,503	4,650,503
B. Total-Jan. 1 to Dec. 31, incoming year	22,938,920	22,938,920
9. Total Funds (add lines 6,7,8A and 8B)	25,987,446	25,987,446
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(4,123,185)	(4,123,185)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	4,123,185	4,123,185
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property		

(a)(9) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND FLOOD CONTROL GENERAL  
NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	3,281,328	3,281,328
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	2,844,607	2,844,607
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	6,125,935	6,125,935
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	2,388,263	2,388,263
7. Taxes to be collected, present year (Dec. Settlement)	789,978	789,978
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	476,587	476,587
B. Total-Jan. 1 to Dec. 31, incoming year	800,115	800,115
9. Total Funds (add lines 6,7,8A and 8B)	4,454,943	4,454,943
10. Net amount to be raised for expenses to		



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Dec. 31 of incoming year (deduct line 9 from line 5)	1,670,992	1,670,992
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	1,670,992	1,670,992
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars of Taxable Property: 0.0352

(a)(10) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND TRANSPORTATION GENERAL  
NET ASSESSED VALUATION \$4,747,135.940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	36,965,826	36,965,826
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	20,960,263	20,960,263
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	57,926,089	57,926,089
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	13,487,571	13,487,571
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	14,969,118	14,969,118
B. Total-Jan. 1 to Dec. 31, incoming year	29,469,400	29,469,400
9. Total Funds (add lines 6, 7, 8A and 8B)	57,926,089	57,926,089
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars of Taxable Property

(a)(11) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND ARTERIAL ROAD AND STREET  
NET ASSESSED VALUATION \$4,747,135.940

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FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	7,176,170	7,176,170
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	7,958,264	7,958,264
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	15,134,434	15,134,434
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	3,660,734	3,660,734
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	3,655,000	3,655,000
B. Total-Jan. 1 to Dec. 31, incoming year	7,818,700	7,818,700
9. Total Funds (add lines 6,7,8A and 8B)	15,134,434	15,134,434
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property		

(a)(12) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND PARKING METER

NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	3,098,824	3,098,824
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	1,840,666	1,840,666
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	4,939,490	4,939,490
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	1,754,490	1,754,490
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		

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A. Total-July 1 to Dec. 31, present year	1,095,000	1,095,000
B. Total-Jan. 1 to Dec. 31, incoming year	2,090,000	2,090,000
9. Total Funds (add lines 6,7,8A and 8B)	4,939,490	4,939,490
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(a)(13) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND HISTORIC PRESERVATION

NET ASSESSED VALUATION \$4,449,762.460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	237,579	237,579
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	113,738	113,738
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	351,317	351,317
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	574	574
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	135,673	135,673
B. Total-Jan. 1 to Dec. 31, incoming year	215,070	215,070
9. Total Funds (add lines 6,7,8A and 8B)	351,317	351,317
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)		
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

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(a)(14) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND PARK GENERAL

NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	18,777,928	18,777,928
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	12,779,961	12,779,961
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	31,557,889	31,557,889
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	5,238,442	5,238,442
7. Taxes to be collected, present year (Dec. Settlement)	4,791,486	4,791,486
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	3,718,681	3,718,681
B. Total-Jan. 1 to Dec. 31, incoming year	7,674,145	7,674,145
9. Total Funds (add lines 6, 7, 8A and 8B)	21,422,754	21,422,754
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	10,135,135	10,135,135
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	10,135,135	10,135,135
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property.2135.2135

(a)(15) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND METROPOLITAN EMERGENCY COMMUNICATIONS

NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	3,115,301	3,115,301
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	1,184,773	1,184,773
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	4,300,074	4,300,074
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	4,627,493	4,627,493
7. Taxes to be collected, present year		



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(Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	1,492,530	1,492,530
B. Total-Jan. 1 to Dec. 31, incoming year	3,277,608	3,277,608
9. Total Funds (add lines 6,7,8A and 8B)	9,397,631	9,397,631
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(5,097,557)	(5,097,557)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	5,097,557	5,097,557
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars of Taxable Property

(a)(16) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND CITY CUMULATIVE CAPITAL DEVELOPMENT  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year		
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	11,608,115	11,608,115
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	11,608,115	11,608,115
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	8,597,624	8,597,624
7. Taxes to be collected, present year (Dec. Settlement)	3,156,925	3,156,925
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	409,642	409,642
B. Total-Jan. 1 to Dec. 31, incoming year	846,000	846,000
9. Total Funds (add lines 6,7,8A and 8B)	13,010,191	13,010,191
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(1,402,076)	(1,402,076)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	8,076,719	8,076,719
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	6,674,643	6,674,643
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

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Net Tax Rate on each One Hundred Dollars of Taxable Property	.1500	.1500
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(b)(1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND CITY GENERAL SINKING  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	3,050,668	3,050,668
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	2,955,520	2,955,520
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	6,006,188	6,006,188
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	1,689,638	1,689,638
7. Taxes to be collected, present year (Dec. Settlement)	1,226,991	1,226,991
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	189,213	189,213
B. Total-Jan. 1 to Dec. 31, incoming year	372,480	372,480
9. Total Funds (add lines 6,7,8A and 8B)	3,478,322	3,478,322
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	2,527,866	2,527,866
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	2,527,866	2,527,866
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property.0568.0568

(b)(2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND REDEVELOPMENT DISTRICT SINKING  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	856,901	856,901
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	848,429	848,429
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	1,705,330	1,705,330

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FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES

OTHER THAN PROPOSED TAX LEVY:

6. Actual balance, June 30 of present year	474,169	474,169
7. Taxes to be collected, present year (Dec. Settlement)	351,470	351,470
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	50,606	50,606
B. Total-Jan. 1 to Dec. 31, incoming year	104,330	104,330
9. Total Funds (add lines 6,7,8A and 8B)	980,575	980,575
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	724,755	724,755
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	724,755	724,755
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property.0163.0163

(b)(3) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND SANITARY DISTRICT SINKING

NET ASSESSED VALUATION \$4,352,113.310

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	17,886,397	17,886,397
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	15,570,334	15,570,334
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	33,456,731	33,456,731
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES		
OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	8,830,830	8,830,830
7. Taxes to be collected, present year (Dec. Settlement)	6,820,952	6,820,952
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	1,615,969	1,615,969
B. Total-Jan. 1 to Dec. 31, incoming year	3,257,720	3,257,720
9. Total Funds (add lines 6,7,8A and 8B)	20,525,471	20,525,471
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	12,931,260	12,931,260
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		

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14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	12,931,260	12,931,260
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property .2971.2971

(b)(4) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND FLOOD CONTROL DISTRICT SINKING  
NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	4,019,945	4,019,945
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	3,177,544	3,177,544
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	7,197,489	7,197,489
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	1,979,570	1,979,570
7. Taxes to be collected, present year (Dec. Settlement)	989,716	989,716
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	619,859	619,859
B. Total-Jan. 1 to Dec. 31, incoming year	991,520	991,520
9. Total Funds (add lines 6,7,8A and 8B)	4,580,665	4,580,665
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	2,616,824	2,616,824
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	2,616,824	2,616,824
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property .0551 .0551

(b)(5) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND METROPOLITAN THOROUGHFARE DISTRICT SINKING  
NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	9,428,753	9,428,753
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	8,706,391	8,706,391
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		



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4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	18,135,144	18,135,144
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES		
OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	4,915,215	4,915,215
7. Taxes to be collected, present year (Dec. Settlement)	3,471,864	3,471,864
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	805,538	805,538
B. Total-Jan. 1 to Dec. 31, incoming year	1,237,580	1,237,580
9. Total Funds (add lines 6,7,8A and 8B)	10,430,197	10,430,197
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	7,704,947	7,704,947
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	7,704,947	7,704,947
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property.1623.1623

(b)(6) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND METROPOLITAN PARK DISTRICT SINKING  
NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	2,492,330	2,492,330
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	2,157,752	2,157,752
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	4,650,082	4,650,082
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES		
OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	1,075,560	1,075,560
7. Taxes to be collected, present year (Dec. Settlement)	1,000,938	1,000,938
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	141,331	141,331
B. Total-Jan. 1 to Dec. 31, incoming year	307,160	307,160
9. Total Funds (add lines 6,7,8A and 8B)	2,524,989	2,524,989
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	2,125,093	2,125,093
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		

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12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	2,125,093	2,125,093
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0448	.0448

ARTICLE TWO  
ANNUAL BUDGET OF MARION COUNTY

SECTION 2.01. MARION COUNTY APPROPRIATIONS AND TAX LEVIES FOR 1989.

For the expenses of the Marion County government and its institutions for the calendar year beginning January 1, 1989, and ending December 31, 1989, the sums of money set out in this section are hereby appropriated and ordered set apart out of the County General Fund, Property Reassessment Fund 1989, Surveyor's Corner Perpetuation Fund, Supplemental Adult Probation Fees Fund, Juvenile Probation Fees Fund, Guardian Ad Litem Fund, Law Enforcement Fund, Alcohol and Drug Service Fund, County User Fee Fund and Cumulative Capital Development Fund; for the purposes herein specified, subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
(a) COUNTY ADMINISTRATOR - Dept. 01		
County General Fund		
1. Personal Services	\$ 0	\$ 0
2. Supplies	250	250
3. Other Services & Charges	556,941	556,941
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$557,191	\$557,191
(b) COUNTY AUDITOR - Dept. 02		
County General Fund		
1. Personal Services	\$11,094,513	\$11,094,513
2. Supplies	23,003	23,003
3. Other Services & Charges	12,766,638	12,766,638
4. Capital Outlay	<u>213,687</u>	<u>194,551</u>
TOTAL	\$24,097,841	\$24,078,705
Property Reassessment Fund		
1. Personal Services	\$111,604	\$111,604
2. Supplies	0	0
3. Other Services & Charges	200,000	200,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$311,604	\$311,604
Surveyor's Corner Perpetuation Fund		
1. Personal Services	\$6,030	\$6,030
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$6,030	\$6,030
Supplemental Adult Probation Fees Fund		
1. Personal Services	\$138,100	\$138,100
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$138,100	\$138,100

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Juvenile Probation Fees Fund		
1. Personal Services	\$12,648	\$12,648
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$12,648	\$12,548
Law Enforcement Fund		
1. Personal Services	\$4,567	\$13,000
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$4,567	\$13,000
Alcohol & Drug Services		
1. Personal Services	\$54,547	\$54,547
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$54,547	\$54,547
(c) COUNTY COMMISSIONERS - Dept. 03		
County General Fund		
1. Personal Services	\$ 35,699	\$35,699
2. Supplies	1,040	1,040
3. Other Services & Charges	503,568	503,568
4. Capital Outlay	<u>2,000</u>	<u>2,000</u>
TOTAL	\$542,307	\$542,307
(d) CLERK OF THE CIRCUIT COURT - Dept. 04		
County General Fund		
1. Personal Services	\$2,207,360	\$2,207,360
2. Supplies	50,000	50,000
3. Other Services & Charges	1,306,509	1,336,509
4. Capital Outlay	<u>18,000</u>	<u>18,000</u>
TOTAL	\$3,581,869	\$3,611,869
(e) COUNTY ELECTION BOARD - Dept. 05		
County General Fund		
1. Personal Services	\$1,031,465	\$1,031,465
2. Supplies	35,902	35,902
3. Other Services & Charges	776,840	776,840
4. Capital Outlay	<u>27,662</u>	<u>27,662</u>
TOTAL	\$1,871,869	\$1,871,869
Cumulative Capital Development Fund		
1. Personal Services	\$ 0	\$ 0
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>180,000</u>	<u>180,000</u>
TOTAL	\$180,000	\$180,000
(f) VOTERS REGISTRATION - Dept. 06		
County General Fund		
1. Personal Services	\$485,103	\$485,103
2. Supplies	35,000	35,000
3. Other Services & Charges	199,902	199,902
4. Capital Outlay	<u>128,728</u>	<u>128,728</u>
TOTAL	\$848,733	\$848,733
(g) COUNTY CORONER - Dept. 07		
County General Fund		
1. Personal Services	\$241,650	\$241,650
2. Supplies	19,945	19,945
3. Other Services & Charges	507,343	507,343
4. Capital Outlay	<u>20,880</u>	<u>20,880</u>

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TOTAL	\$789,818	\$789,818
(h) COUNTY RECORDER - Dept. 08		
County General Fund		
1. Personal Services	\$504,771	\$504,771
2. Supplies	18,000	18,000
3. Other Services & Charges	210,701	210,701
4. Capital Outlay	<u>6,000</u>	<u>6,000</u>
TOTAL	\$739,472	\$739,472
(i) COUNTY TREASURER - Dept. 09		
County General Fund		
1. Personal Services	\$ 752,255	\$ 752,255
2. Supplies	29,837	29,837
3. Other Services & Charges	704,788	704,788
4. Capital Outlay	<u>151,000</u>	<u>151,000</u>
TOTAL	\$1,637,880	\$1,637,880
(j) COUNTY SURVEYOR - Dept. 10		
County General Fund		
1. Personal Services	\$293,230	\$293,230
2. Supplies	6,500	6,500
3. Other Services & Charges	32,053	32,053
4. Capital Outlay	<u>17,153</u>	<u>17,153</u>
TOTAL	\$348,936	\$348,936
Surveyor's Corner Perpetuation Fund		
1. Personal Service	\$30,146	\$30,146
2. Supplies	2,000	2,000
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$32,146	\$32,146
(k) INFORMATION SERVICES AGENCY - Dept. 12		
County General Fund		
1. Personal Services	\$2,243,180	\$2,243,180
2. Supplies	204,196	204,196
3. Other Services & Charges	2,717,838	2,717,838
4. Capital Outlay	<u>1,471,712</u>	<u>1,471,712</u>
TOTAL	\$6,636,926	\$6,636,926
(l) MARION COUNTY HEALTHCARE CENTER - Dept. 14		
County General Fund		
1. Personal Services	\$3,538,532	\$3,538,532
2. Supplies	1,007,015	1,007,015
3. Other Services & Charges	953,505	953,505
4. Capital Outlay	<u>230,140</u>	<u>230,140</u>
TOTAL	\$5,729,192	\$5,729,192
(m) COUNTY ASSESSOR - Dept. 15		
County General Fund		
1. Personal Services	\$305,581	\$305,581
2. Supplies	5,147	5,147
3. Other Services & Charges	71,511	71,511
4. Capital Outlay	<u>2,600</u>	<u>2,600</u>
TOTAL	\$384,839	\$384,839
Property Reassessment Fund		
1. Personal Services	\$ 33,500	\$ 33,500
2. Supplies	13,000	13,000
3. Other Services & Charges	341,000	341,000
4. Capital Outlay	<u>18,000</u>	<u>18,000</u>
TOTAL	\$405,500	\$405,500
(n) CENTER TOWNSHIP ASSESSOR - Dept. 16		
County General Fund		
1. Personal Services	\$ 826,580	\$ 826,580



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2. Supplies	13,148	13,148
3. Other Services & Charges	274,323	274,323
4. Capital Outlay	<u>1,071</u>	<u>1,071</u>
TOTAL	\$1,115,122	\$1,115,122

Property Reassessment Fund

1. Personal Services	\$32,700	\$32,700
2. Supplies	500	500
3. Other Services & Charges	1,330	1,330
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$34,530	\$34,530

(o) DECATUR TOWNSHIP ASSESSOR - Dept. 17

County General Fund

1. Personal Services	\$139,898	\$139,898
2. Supplies	3,533	3,533
3. Other Services & Charges	43,573	43,573
4. Capital Outlay	<u>2,200</u>	<u>2,200</u>
TOTAL	\$189,204	\$189,204

Property Reassessment Fund

1. Personal Services	\$31,094	\$31,094
2. Supplies	257	257
3. Other Services & Charges	2,325	2,325
4. Capital Outlay	<u>3,058</u>	<u>3,058</u>
TOTAL	\$36,734	\$36,734

(p) FRANKLIN TOWNSHIP ASSESSOR - Dept. 18

County General Fund

1. Personal Services	\$153,855	\$153,855
2. Supplies	3,391	3,391
3. Other Services & Charges	38,331	38,331
4. Capital Outlay	<u>2,392</u>	<u>2,392</u>
TOTAL	\$197,969	\$197,969

Property Reassessment Fund

1. Personal Services	\$23,200	\$23,200
2. Supplies	400	400
3. Other Services & Charges	900	900
4. Capital Outlay	<u>5,300</u>	<u>5,300</u>
TOTAL	\$29,800	\$29,800

(q) LAWRENCE TOWNSHIP ASSESSOR - Dept. 19

County General Fund

1. Personal Services	\$229,373	\$229,373
2. Supplies	5,515	5,515
3. Other Services & Charges	83,907	83,907
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$318,795	\$318,795

Property Reassessment Fund

1. Personal Services	\$57,335	\$57,335
2. Supplies	1,500	1,500
3. Other Services & Charges	9,850	9,850
4. Capital Outlay	<u>9,000</u>	<u>9,000</u>
TOTAL	\$77,685	\$77,685

(r) PERRY TOWNSHIP ASSESSOR - Dept. 20

County General Fund

1. Personal Services	\$223,402	\$223,402
2. Supplies	5,145	5,145
3. Other Services & Charges	70,728	70,728
4. Capital Outlay	<u>2,321</u>	<u>2,321</u>
TOTAL	\$301,596	\$301,596

Property Reassessment Fund

1. Personal Services	\$64,000	\$64,000
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2. Supplies	1,000	1,000
3. Other Services & Charges	3,000	3,000
4. Capital Outlay	<u>10,000</u>	<u>10,000</u>
TOTAL	\$78,000	\$78,000
(s) PIKE TOWNSHIP ASSESSOR - Dept. 21		
County General Fund		
1. Personal Services	\$221,031	\$221,031
2. Supplies	3,109	3,109
3. Other Services & Charges	61,676	61,676
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$285,816	\$285,816
Property Reassessment Fund		
1. Personal Services	\$68,600	\$68,600
2. Supplies	250	250
3. Other Services & Charges	2,000	2,000
4. Capital Outlay	<u>3,500</u>	<u>3,500</u>
TOTAL	\$74,350	\$74,350
(t) WARREN TOWNSHIP ASSESSOR - Dept. 22		
County General Fund		
1. Personal Services	\$314,669	\$314,669
2. Supplies	4,714	4,714
3. Other Services & Charges	80,006	99,142
4. Capital Outlay	<u>4,200</u>	<u>4,200</u>
TOTAL	\$403,589	\$422,725
Property Reassessment Fund		
1. Personal Services	\$35,500	\$35,500
2. Supplies	3,000	3,000
3. Other Services & Charges	15,000	15,000
4. Capital Outlay	<u>20,000</u>	<u>20,000</u>
TOTAL	\$73,500	\$73,500
(u) WASHINGTON TOWNSHIP ASSESSOR - Dept. 23		
County General Fund		
1. Personal Services	\$381,157	\$381,157
2. Supplies	5,570	5,570
3. Other Services & Charges	93,502	93,502
4. Capital Outlay	<u>760</u>	<u>760</u>
TOTAL	\$480,989	\$480,989
Property Reassessment Fund		
1. Personal Services	\$30,200	\$30,200
2. Supplies	325	325
3. Other Services & Charges	6,600	6,600
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$37,125	\$37,125
(v) WAYNE TOWNSHIP ASSESSOR - Dept. 24		
County General Fund		
1. Personal Services	\$369,587	\$369,587
2. Supplies	3,328	3,328
3. Other Services & Charges	102,916	102,916
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$475,831	\$475,831
Property Reassessment Fund		
1. Personal Services	\$66,000	\$66,000
2. Supplies	3,000	3,000
3. Other Services & Charges	9,000	9,000
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$78,000	\$78,000
(w) PROSECUTING ATTORNEY - Dept. 30		
County General Fund		

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1. Personal Services	\$2,821,145	\$2,853,540
2. Supplies	55,587	55,587
3. Other Services & Charges	1,005,552	1,005,552
4. Capital Outlay	<u>19,000</u>	<u>19,000</u>
TOTAL	\$3,901,284	\$3,933,679

County User Fund (Prosecutor's Diversion)

1. Personal Services	\$310,489	\$274,279
2. Supplies	10,000	10,000
3. Other Services & Charges	117,956	117,956
4. Capital Outlay	<u>5,000</u>	<u>5,000</u>
TOTAL	\$443,445	\$407,235

(x) PROSECUTOR'S CHILD SUPPORT IV-D AGENCY - Dept. 31

County General Fund

1. Personal Services	\$1,439,669	\$1,439,669
2. Supplies	70,720	70,720
3. Other Services & Charges	503,995	503,995
4. Capital Outlay	<u>35,027</u>	<u>35,027</u>
TOTAL	\$2,049,411	\$2,049,411

(y) FORENSIC SERVICES AGENCY - Dept. 32

County General Fund

1. Personal Services	\$1,032,125	\$1,032,125
2. Supplies	151,417	151,417
3. Other Services & Charges	198,805	198,805
4. Capital Outlay	<u>38,734</u>	<u>38,734</u>
TOTAL	\$1,421,081	\$1,421,081

(z) COUNTY SHERIFF - Dept. 33

County General Fund

1. Personal Services	\$23,537,354	\$23,573,607
2. Supplies	1,550,481	1,550,965
3. Other Services & Charges	6,606,374	6,606,374
4. Capital Outlay	<u>115,609</u>	<u>115,609</u>
TOTAL	\$31,809,818	\$31,846,555

Cumulative Capital Development Fund

1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>1,700,000</u>	<u>1,700,000</u>
TOTAL	\$1,700,000	\$1,700,000

(aa) CIRCUIT COURT - Dept. 35

County General Fund

1. Personal Services	\$229,888	\$229,888
2. Supplies	3,093	3,093
3. Other Services & Charges	53,077	53,077
4. Capital Outlay	<u>3,586</u>	<u>3,586</u>
TOTAL	\$289,644	\$289,644

(bb) PRESIDING JUDGE OF THE MUNICIPAL COURT - Dept. 36

County General Fund

1. Personal Services	\$3,408,817	\$3,482,817
2. Supplies	118,613	118,613
3. Other Services & Charges	1,329,516	1,299,516
4. Capital Outlay	<u>24,446</u>	<u>24,446</u>
TOTAL	\$4,881,392	\$4,925,392

Supplemental Adult Probation Services Fund

1. Personal Services	\$523,700	\$523,700
2. Supplies	5,958	5,958
3. Other Services & Charges	5,517	5,517
4. Capital Outlay	<u>2,926</u>	<u>2,926</u>
TOTAL	\$538,101	\$538,101

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Alcohol & Drug Services		
1. Personal Services	\$272,735	\$272,735
2. Supplies	0	0
3. Other Services & Charges	12,250	12,250
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$284,985	\$284,985

(cc) MARION COUNTY JUSTICE AGENCY - Dept. 37

County General Fund		
1. Personal Services	\$ 846,599	\$ 846,599
2. Supplies	11,682	11,682
3. Other Services & Charges	511,960	511,960
4. Capital Outlay	<u>7,000</u>	<u>7,000</u>
TOTAL	\$1,377,241	\$1,377,241

Law Enforcement Fund		
1. Personal Services	\$ 22,833	\$ 65,000
2. Supplies	43,600	103,600
3. Other Services & Charges	189,200	254,200
4. Capital Outlay	<u>120,000</u>	<u>230,000</u>
TOTAL	\$375,633	\$652,800

(dd) SUPERIOR COURT - CRIMINAL DIVISION - ROOM ONE - Dept. 41

County General Fund		
1. Personal Services	\$222,075	\$222,075
2. Supplies	2,758	2,758
3. Other Services & Charges	134,221	134,221
4. Capital Outlay	<u>2,758</u>	<u>2,758</u>
TOTAL	\$361,812	\$361,812

(ee) SUPERIOR COURT - CRIMINAL DIVISION - ROOM TWO - Dept. 42

County General Fund		
1. Personal Services	\$205,204	\$205,204
2. Supplies	6,511	6,511
3. Other Services & Charges	164,792	164,792
4. Capital Outlay	<u>10,161</u>	<u>10,161</u>
TOTAL	\$386,668	\$386,668

(ff) SUPERIOR COURT - CRIMINAL DIVISION - ROOM THREE - Dept. 43

County General Fund		
1. Personal Services	\$223,888	\$223,888
2. Supplies	7,126	7,126
3. Other Services & Charges	141,211	141,211
4. Capital Outlay	<u>4,114</u>	<u>4,114</u>
TOTAL	\$376,339	\$376,339

(gg) SUPERIOR COURT - CRIMINAL DIVISION - ROOM FOUR - Dept. 44

County General Fund		
1. Personal Services	\$261,947	\$261,947
2. Supplies	4,218	4,218
3. Other Services & Charges	94,608	94,608
4. Capital Outlay	<u>3,227</u>	<u>3,227</u>
TOTAL	\$364,000	\$364,000

(hh) SUPERIOR COURT - CRIMINAL DIVISION - ROOM FIVE - Dept. 45

County General Fund		
1. Personal Services	\$219,187	\$219,187
2. Supplies	6,659	6,659
3. Other Services & Charges	166,974	166,974
4. Capital Outlay	<u>4,550</u>	<u>4,550</u>
TOTAL	\$397,370	\$397,370

(ii) SUPERIOR COURT - CRIMINAL DIVISION - ROOM SIX - Dept. 46

County General Fund		
1. Personal Services	\$205,905	\$205,905
2. Supplies	7,462	7,462
3. Other Services & Charges	163,551	163,551



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4. Capital Outlay	<u>4,662</u>	<u>4,662</u>
TOTAL	\$381,580	\$381,580

(jj) SUPERIOR COURT - JUVENILE DIVISION/DETENTION CENTER - Dept. 48

County General Fund		
1. Personal Services	\$4,784,202	\$4,784,202
2. Supplies	409,439	409,439
3. Other Services & Charges	2,748,747	2,748,747
4. Capital Outlay	<u>30,578</u>	<u>30,578</u>
TOTAL	\$7,972,966	\$7,972,966

Juvenile Probation Fees Fund		
1. Personal Services	\$ 58,288	\$ 58,288
2. Supplies	30,000	30,000
3. Other Services & Charges	43,490	43,490
4. Capital Outlay	<u>49,000</u>	<u>49,000</u>
TOTAL	\$180,778	\$180,778

County User Fund		
1. Personal Services	\$0	\$36,210
2. Supplies	0	0
3. Other Services & Charges	0	0
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$0	\$36,210

Guardian Ad Litem Fund		
1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	10,300	10,300
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$10,300	\$10,300

(kk) SUPERIOR COURT - CRIMINAL DIVISION PROBATION DEPARTMENT - Dept. 50

County General Fund		
1. Personal Services	\$722,863	\$722,863
2. Supplies	5,708	5,708
3. Other Services & Charges	77,684	77,684
4. Capital Outlay	<u>0</u>	<u>0</u>
TOTAL	\$806,255	\$806,255

Supplemental Adult Probation Fees Fund		
1. Personal Services	\$240,000	\$240,000
2. Supplies	1,700	1,700
3. Other Services & Charges	8,133	8,133
4. Capital Outlay	<u>1,500</u>	<u>1,500</u>
TOTAL	\$251,333	\$251,333

(ll) SUPERIOR COURT - CIVIL DIVISION - ROOM ONE - Dept. 51

County General Fund		
1. Personal Services	\$131,911	\$131,911
2. Supplies	2,600	2,600
3. Other Services & Charges	53,255	53,255
4. Capital Outlay	<u>1,040</u>	<u>1,040</u>
TOTAL	\$188,806	\$188,806

(mm) SUPERIOR COURT - CIVIL DIVISION - ROOM TWO - Dept. 52

County General Fund		
1. Personal Services	\$131,911	\$131,911
2. Supplies	3,310	3,310
3. Other Services & Charges	53,252	53,252
4. Capital Outlay	<u>2,758</u>	<u>2,758</u>
TOTAL	\$191,231	\$191,231

(nn) SUPERIOR COURT - CIVIL DIVISION - ROOM THREE - Dept. 53

County General Fund		
1. Personal Services	\$131,911	\$131,911
2. Supplies	4,928	4,928

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3. Other Services & Charges	50,657	50,657
4. Capital Outlay	<u>5,289</u>	<u>5,289</u>
TOTAL	\$192,785	\$192,785

(oo) SUPERIOR COURT - CIVIL DIVISION - ROOM FOUR - Dept. 54

County General Fund

1. Personal Services	\$131,911	\$131,911
2. Supplies	4,958	4,958
3. Other Services & Charges	55,308	55,308
4. Capital Outlay	<u>2,748</u>	<u>2,748</u>
TOTAL	\$194,925	\$194,925

(pp) SUPERIOR COURT - CIVIL DIVISION - ROOM FIVE - Dept. 55

County General Fund

1. Personal Services	\$131,911	\$131,911
2. Supplies	3,100	3,100
3. Other Services & Charges	60,326	60,326
4. Capital Outlay	<u>500</u>	<u>500</u>
TOTAL	\$195,837	\$195,837

(qq) SUPERIOR COURT - CIVIL DIVISION - ROOM SIX - Dept. 56

County General Fund

1. Personal Services	\$131,911	\$131,911
2. Supplies	3,000	3,000
3. Other Services & Charges	52,022	52,022
4. Capital Outlay	<u>2,000</u>	<u>2,000</u>
TOTAL	\$188,933	\$188,933

(rr) SUPERIOR COURT - CIVIL DIVISION - ROOM SEVEN - Dept. 57

County General Fund

1. Personal Services	\$131,911	\$131,911
2. Supplies	3,034	3,034
3. Other Services & Charges	51,271	51,271
4. Capital Outlay	<u>2,471</u>	<u>2,471</u>
TOTAL	\$188,687	\$188,687

(ss) SUPERIOR COURT- PROBATE DIVISION - Dept. 60

County General Fund

1. Personal Services	\$346,506	\$346,506
2. Supplies	4,177	4,177
3. Other Services & Charges	103,827	103,827
4. Capital Outlay	<u>2,864</u>	<u>2,864</u>
TOTAL	\$457,374	\$457,374

(tt) DOMESTIC RELATIONS COUNSELING BUREAU - Dept. 61

County General Fund

1. Personal Services	\$148,522	\$148,522
2. Supplies	2,028	2,028
3. Other Services & Charges	38,350	38,350
4. Capital Outlay	<u>3,120</u>	<u>3,120</u>
TOTAL	\$192,020	\$192,020

(uu) COURT SERVICES - Dept. 62

County General Fund

1. Personal Services	\$65,453	\$65,453
2. Supplies	2,841	2,841
3. Other Services & Charges	1,005,596	1,005,596
4. Capital Outlay	<u>2,272</u>	<u>2,272</u>
TOTAL	\$1,076,162	\$1,076,162

(vv) MARION COUNTY LAW LIBRARY - Dept. 63

County General Fund

1. Personal Services	\$48,323	\$48,323
2. Supplies	1,400	1,400
3. Other Services & Charges	26,201	26,201
4. Capital Outlay	<u>107,946</u>	<u>107,946</u>
TOTAL	\$183,870	\$183,870

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(ww) SUPERIOR COURT - GENERAL TERM REPORTER - IV-D COURT Dept. 64

County General Fund		
1. Personal Services	\$134,545	\$134,545
2. Supplies	1,992	1,992
3. Other Services & Charges	57,436	57,436
4. Capital Outlay	<u>2,117</u>	<u>2,117</u>
TOTAL	\$196,090	\$196,090

(xx) COOPERATIVE EXTENSION SERVICE - Dept. 81

County General Fund		
1. Personal Services	\$426,892	\$426,892
2. Supplies	28,708	28,708
3. Other Services & Charges	256,950	256,950
4. Capital Outlay	<u>2,317</u>	<u>2,317</u>
TOTAL	\$714,867	\$714,867

(yy) MARION COUNTY CHILDREN'S GUARDIAN HOME - Dept. 85

County General Fund		
1. Personal Services	\$ 811,310	\$ 811,310
2. Supplies	143,565	143,565
3. Other Services & Charges	152,237	152,237
4. Capital Outlay	<u>520,800</u>	<u>520,800</u>
TOTAL	\$1,627,912	\$1,627,912

SECTION 2.02.MARION COUNTY BOND SINKING FUND APPROPRIATIONS.

For the calendar year 1990, there is hereby appropriated out of the Marion County Bond Sinking Fund the following:

County Sinking Fund	
1. Personal Services	\$ 0
2. Supplies	0
3. Other Services & Charges	2,515,090
4. Capital Outlay	<u>0</u>
TOTAL	\$2,515,090

SECTION 2.03.STATEMENT OF MISCELLANEOUS REVENUES.

In accordance with law and as hereby allocated, the revenues (other than property taxes) anticipated in financing the budget appropriations set forth in Sections 2.01 and 2.02 of this ordinance shall be financed by the use of the miscellaneous receipts of said funds, portions of current balances, and by the revenues from taxation provided from the several tax levies fixed in Section 7.02 of this ordinance.

(a) COUNTY GENERAL FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Financial Institution Tax	775,391	1,530,000
002 Vehicle License Excise Tax	2,511,516	6,331,653
Local Income Tax	7,574,701	19,746,829
OTHER REVENUE:		
ISA Charges - City	1,373,473	2,465,227
ISA Charges - County	3,879,509	4,095,111
ISA Charges - Other	92,104	267,786
Loan Repayment	1,135,000	0
Welfare Rent Reimbursement	271,246	559,375
County Auditor	14,658	30,464
County Clerk:		

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Title IV-D Reimb.	111,674	337,589
Title IV-D Incentive	320,727	1,047,750
Court Costs	1,000,443	3,143,132
Marriage License Fees	26,808	75,000
Interest on Investments	168,822	350,000
Domestic Relations Fees	10,833	40,000
Miscellaneous	31,178	300,000
County Fines	92,285	262,000
Document Fees	22,581	220,320
Late Surrender Fees	60,000	107,000
10% Cash Bond	1,146	20,000
Support/Maintenance Docket Fees	104,000	300,000
County Coroner	3,986	10,290
Healthcare Center:		
Poor Relief	2,600	4,000
Medicaid	1,939,636	3,544,117
Medicare	35,000	265,780
ARCH	41,371	183,075
Patient Resources	837,283	1,824,581
Day Center Receipts	25,000	70,000
County Prosecutor:		
Title IV-D Reimb.	540,727	1,682,698
Title IV-D Incentive	661,464	2,127,250
County Recorder	453,142	1,100,000
County Sheriff:		
Sheriff's Damages	0	0
Care of Fed. Prisoners	94,023	277,673
Sale of Cars	27,150	55,434
Insurance Settlements	11,619	29,841
Incident Fees	15,000	11,751
Sale of Other Items	18,641	20,200
Miscellaneous	121,030	220,000
Gross Income Tax	26,988	65,580
County Surveyor	750	2,018
County Treasurer:		
Interest on Investments	2,580,868	6,115,925
Surplus	248,369	248,369
Demand Fees	9,150	188,789
Tax Search Fees	1,343	1,589
Boat Registration	2,018	1,210
Juvenile Court & Center:		
School Lunch Program	69,185	121,072
Miscellaneous	40,794	0
Guardian Home Reimbursement	239,823	510,394
Law Library	3,962	5,494
Indirect Cost Recovery	119,078	223,600
Rent - City-County Bldg. Tenants	30,065	70,079
Forensic Services - City	283,250	323,726
City Share MCJA	70,000	70,000
Photocopying Fees	10,244	17,136
Marion County Liens	10,000	5,000
Rent of County Land	5,000	7,834
Bond Proceeds	0	0
Miscellaneous	27,387	152,000
<b>TOTAL OTHER REVENUE</b>	<b>28,113,182</b>	<b>60,785,741</b>

(b) (1) PROPERTY REASSESSMENT FUND - 1989  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

-A-	-B-
July 1, 1989	Jan. 1, 1990
to	to
Dec. 31, 1989	Dec. 31, 1990



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SPECIAL TAXES:

001 Financial Institution Tax  
002 Vehicle License Excise Tax

ALL OTHER REVENUE:

Interest	120,000	50,000
TOTAL	120,000	50,000

(b) (2) PROPERTY REASSESSMENT FUND - 1997

ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES:		
001 Financial Institution Tax	12,306	24,612
002 Vehicle License Excise Tax	58,681	117,362
ALL OTHER REVENUE:		
Interest	19,013	112,000
TOTAL	90,000	253,974

(c) SURVEYOR'S CORNER PERPETUATION FUND

ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES:		
001 Financial Institution Tax		
002 Vehicle License Excise Tax		
ALL OTHER REVENUE:		
Corner Perpetuation Fees	8,832	25,000
TOTAL	8,832	25,000

(d) SUPPLEMENTAL ADULT PROBATION FEES FUND

ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Criminal Probation Fees	129,196	271,608
Municipal Probation Fees	572,000	450,000
TOTAL	701,196	721,608

(e) JUVENILE PROBATION FEES FUND

ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

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ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Juvenile Probation Fees	48,754	83,000
TOTAL	48,754	83,000

(f) GUARDIAN AD LITEM FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Guardian Ad Litem Fees	10,300	10,300
TOTAL	10,300	10,300

(g) COUNTY USER FEE FUND (DIVERSION)  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Pre-Trial Diversion Fees	386,537	386,537
TOTAL	386,537	650,000

(h) ALCOHOL & DRUG SERVICES FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Municipal Court	205,000	220,000
TOTAL	205,000	220,000

(i) STATE AND FEDERAL GRANTS FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

(no appropriations included in this budget)

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(j) COUNTY CORRECTIONS FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

(no appropriations included in this budget)

(k) COUNTY GRANTS FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

(no appropriations included in this budget)

(l) MARION COUNTY CUMULATIVE CAPITAL REDEVELOPMENT FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Financial Institution Tax	59,809	119,618
Vehicle License Excise Tax	234,656	469,312
TOTAL	294,465	588,930

(m) MARION COUNTY BOND SINKING FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES  
OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Financial Institution Tax	27,004	17,277
002 Vehicle License Excise Tax	28,773	79,740
003 Transfer From General Fund		<u>1,131,068</u>
TOTAL	155,777	1,228,085

(n) LAW ENFORCEMENT FUND  
ESTIMATE OF MISCELLANEOUS REVENUE FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
Restitution and Forfeitures	59,164	272,400

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SECTION 2.04. ESTIMATES OF FUNDS TO BE RAISED AND PROPOSED TAX RATES FOR MARION COUNTY GOVERNMENT.

The appropriation and allocation herein made shall be financed with the balances and revenues from property taxes calculated as shown in the following tables:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND COUNTY GENERAL FUND

NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming	114,102,143	114,245,275
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	61,515,843	61,515,843
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	1,250,000	1,250,000
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	176,867,986	177,011,118
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	14,198,576	14,198,576
7. Taxes to be collected, present year (Dec. Settlement)	24,778,848	24,778,848
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A.Total-July 1 to Dec. 31, present year	28,171,967	28,171,967
B.Total-Jan. 1 to Dec. 31, incoming year	60,610,412	60,785,741
9. Total Funds (add lines 6,7,8A and 8B)	127,759,803	127,935,132
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	49,075,986	49,075,986
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	1,500,000	1,500,000
12. Amount to be raised by tax levy (add lines 10 and 11)	50,575,986	50,575,986
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	50,575,986	50,575,986
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	1.0654	1.0654

(b) (1) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND PROPERTY REASSESSMENT - 1989

NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	1,236,328	1,236,328
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	3,810,199	3,810,199
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		



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5. Total funds required (add lines 1, 2, 3 and 4)	5,046,527	5,046,527
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	6,430,221	6,430,221
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	120,000	120,000
B. Total-Jan. 1 to Dec. 31, incoming year	50,000	50,000
9. Total Funds (add lines 6,7,8A and 8B)	6,600,221	6,600,221
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(1,553,694)	0
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	299,366	299,366
2.Amount to be raised by tax levy (add lines 10 and 11)	(1,254,328)	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	(1,254,328)	0
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(b) (2) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND PROPERTY REASSESSMENT - 1997  
NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year		
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended		
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)		
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	488,640	488,640
7. Taxes to be collected, present year (Dec. Settlement)	400,890	400,890
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	90,000	90,000
B. Total-Jan. 1 to Dec. 31, incoming year	181,974	181,974
9. Total Funds (add lines 6,7,8A and 8B)	1,161,504	1,161,504
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	854,484	854,484
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	854,484	854,484
12. Amount to be raised by tax levy (add lines 10 and 11)	854,484	854,484

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13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	854,484	854,484
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0180	.0180

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND SURVEYOR'S CORNER PERPETUATION FUND  
NET ASSESSED VALUATION \$4,474,135.942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	38,176	38,176
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	25,299	25,299
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	63,475	63,475
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	61,979	61,979
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	13,657	13,657
B. Total-Jan. 1 to Dec. 31, incoming year	38,176	38,176
9. Total Funds (add lines 6,7,8A and 8B)	113,812	113,812
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(50,337)	(50,337)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	50,337	50,337
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property		

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND SUPPLEMENTAL ADULT PROBATION FEES  
NET ASSESSED VALUATION \$4,747,135.942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	927,534	927,534
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	448,114	448,114

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3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	1,375,648	1,375,648
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	(15,305)	(15,305)
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	701,196	701,196
B. Total-Jan. 1 to Dec. 31, incoming year	721,608	721,608
9. Total Funds (add lines 6,7,8A and 8B)	1,407,499	1,407,499
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(31,851)	(31,851)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	31,851	31,851
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	0
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(e) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND JUVENILE PROBATION FEES  
NET ASSESSED VALUATION \$4,474,135.942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	135,138	135,138
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	86,566	86,566
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	221,704	221,704
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	177,651	177,651
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	48,754	48,754
B. Total-Jan. 1 to Dec. 31, incoming year	83,000	83,000
9. Total Funds (add lines 6,7,8A and 8B)	309,405	309,405
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(87,701)	(87,701)
11. Operating balance (not in excess of		

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expenses Jan. 1 to June 30, less misc. revenue for same period)	87,701	87,701
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	0
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property		

(f) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND GUARDIAN AD LITEM  
NET ASSESSED VALUATION \$4,474,135.942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	10,300	10,300
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	10,300	10,300
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	20,600	20,600
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	(3,500)	(3,500)
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	13,800	13,800
B. Total-Jan. 1 to Dec. 31, incoming year	10,300	10,300
9. Total Funds (add lines 6,7,8A and 8B)	20,600	20,600
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	0	0
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	0	0
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property		

(g) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND LAW ENFORCEMENT FUND  
NET ASSESSED VALUATION \$4,747,135.942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
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1. Total budget estimate for incoming	379,233	665,800
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	216,549	216,549
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	595,782	882,349
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	560,049	560,049
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	59,164	59,164
B. Total-Jan. 1 to Dec. 31, incoming year	227,400	272,400
9. Total Funds (add lines 6,7,8A and 8B)	846,613	891,613
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(250,831)	(9,264)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	250,831	9,264
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	0
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property		

(h) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND COUNTY USER FEE (DIVERSION)  
NET ASSESSED VALUATION \$4,474,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming	505,493	505,493
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	247,132	247,132
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	752,625	752,625
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	133,133	133,133
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	384,077	384,077
B. Total-Jan. 1 to Dec. 31, incoming year	650,000	650,000
9. Total Funds (add lines 6,7,8A and 8B)	1,167,210	1,167,210

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10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(414,585)	(414,585)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	414,585	414,585
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	0
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(i) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND ALCOHOL AND DRUG SERVICES FUND  
NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming	339,532	339,532
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	0	0
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	23,285	23,285
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	362,817	362,817
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	174,532	174,532
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	205,000	205,000
B. Total-Jan. 1 to Dec. 31, incoming year	220,000	220,000
9. Total Funds (add lines 6,7,8A and 8B)	599,532	599,532
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(236,715)	(236,715)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	236,715	236,715
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	0
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

(j) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND STATE AND FEDERAL GRANTS FUND

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(this budget makes no appropriations from this fund)

(k) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND COUNTY CORRECTIONS FUND

(this budget makes no appropriations from this fund)

(l) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND COUNTY GRANTS FUND

(this budget makes no appropriations from this fund)

(m) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND  
NET ASSESSED VALUATION \$4,747,135.942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	5,168,269	5,168,269
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	5,446,116	5,446,116
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	10,614,385	10,614,385
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	3,248,372	3,248,372
7. Taxes to be collected, present year (Dec. Settlement)	2,244,256	2,244,256
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	255,677	255,677
B. Total-Jan. 1 to Dec. 31, incoming year	672,801	672,801
9. Total Funds (add lines 6,7,8A and 8B)		
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	6,421,106	6,421,106
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	4,747,136	4,747,136
12. Amount to be raised by tax levy (add lines 10 and 11)	4,747,136	4,747,136
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	4,747,136	4,747,136
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.1000	.1000

(n) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND MARION COUNTY BOND SINKING  
NET ASSESSED VALUATION \$4,747,135.942

FUNDS REQUIRED FOR EXPENSES TO	PUBLISHED	CITY-COUNTY
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DECEMBER 31st OF INCOMING YEAR	BUDGET	COUNCIL
1. Total budget estimate for incoming year	1,897,588	1,897,588
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	1,596,160	1,596,160
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	3,493,748	3,493,748
<b>FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:</b>		
6. Actual balance, June 30 of present year	558,902	558,902
7. Taxes to be collected, present year (Dec. Settlement)	886,481	886,481
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	155,777	155,777
B. Total-Jan. 1 to Dec. 31, incoming year	1,228,085	1,228,085
9. Total Funds (add lines 6,7,8A and 8B)	2,829,245	2,829,245
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	664,503	664,503
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	664,503	664,503
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	664,503	664,503
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0140	.0140

**ARTICLE THREE  
ANNUAL BUDGET  
OF THE  
MARION COUNTY DEPARTMENT  
OF PUBLIC WELFARE**

SECTION 3.01.COUNTY WELFARE APPROPRIATIONS FOR 1990. For expenses of the Marion County Department of Public Welfare for the year beginning January 1, 1990, and ending December 31, 1990, the sums of money set out in this Article Three are hereby appropriated and ordered set apart out of the County Welfare Fund, Welfare Administration Fund, and Hospital Care for the Indigent Fund for the purposes therein specified subject to the laws governing the same. The sums so appropriated shall be held to include all such expenditures authorized to be made during the said calendar year, unless otherwise expressly stipulated and provided by law.

	ORIGINAL PUBLISHED BUDGET APPROPRIATION	BUDGET APPROVED BY CITY-COUNTY COUNCIL
<b>DEPARTMENT OF PUBLIC WELFARE</b>		
Welfare General Fund		
1. Personal Services	\$0	\$0
2. Supplies	0	0
3. Other Services & Charges	44,993,804	44,993,804
4. Capital Outlay	0	0
TOTAL	\$44,993,804	\$44,993,804

Welfare Administration Fund (not provided)



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Hospital Care for the Indigent Fund (not provided)

SECTION 3.02. MARION COUNTY WELFARE BOND SINKING FUND APPROPRIATIONS.

For the calendar year 1990, there is hereby appropriated out of the Marion County Welfare Sinking Fund the following:

Principal to be paid	\$2,073,000
Interest to be paid	416,267
Bank Service Charge	<u>15,000</u>
TOTAL	\$2,504,267

SECTION 3.03. STATEMENTS OF MISCELLANEOUS REVENUES.

The budget contained in section 3.01 and section 3.02 for the Marion County Department of Public Welfare shall be financed by the use of the miscellaneous receipts of the said funds and portions of current balances as indicated in the following tables and by the revenues from taxation provided from the several tax levies fixed in Section 7.03 of this ordinance.

(a) COUNTY WELFARE GENERAL FUND  
MARION COUNTY DEPARTMENT OF PUBLIC WELFARE  
ESTIMATE OF MISCELLANEOUS REVENUE  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES:		
001 Financial Institution Tax	156,500	301,419
002 License Excise Tax	596,750	1,306,069
OTHER REVENUE:		
ADC	13,258,410	26,677,242
Welfare Share Child Support Title IV-D	516,000	825,000
Burial of Deceased ADC Recip.	4,200	9,000
Foster Care Assistance	26,306	1,828,931
Other Miscellaneous Repayments	173,553	1,571,976
Total Columns A and B	14,731,719	32,519,637

(b) WELFARE ADMINISTRATION FUND  
MARION COUNTY DEPARTMENT OF PUBLIC WELFARE  
ESTIMATE OF MISCELLANEOUS REVENUE COUNTY WELFARE SINKING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Financial Institution Tax	52,213	104,426
002 Vehicle License Excise Tax	204,855	409,710
Total Columns A and B	257,068	514,136

(c) HOSPITAL CARE FOR THE INDIGENT FUND  
MARION COUNTY DEPARTMENT OF PUBLIC WELFARE  
ESTIMATE OF MISCELLANEOUS REVENUE HOSPITAL CARE FOR THE INDIGENT FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

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	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Financial Institution Tax	3,289	6,578
Vehicle License Excise Tax	12,906	25,812
<b>TOTAL SPECIAL TAXES</b>	<b>16,195</b>	<b>32,390</b>
(d) WELFARE BOND SINKING FUND		
MARION COUNTY DEPARTMENT OF PUBLIC WELFARE		
ESTIMATE OF MISCELLANEOUS REVENUE COUNTY WELFARE SINKING FUND		
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES		

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Financial Institution Tax	25,239	50,784
002 Vehicle License Excise Tax	99,025	198,050
<b>Total Columns A and B</b>	<b>124,264</b>	<b>248,834</b>

SECTION 3.04. ESTIMATES OF FUNDS TO BE RAISED AND PROPOSED TAX RATES. The appropriations made in sections 3.01 and 3.02, shall be financed from the foregoing allocations of revenues and from the proposed rates of taxation calculated as follows:

(a) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND MARION COUNTY WELFARE GENERAL FUND  
NET ASSESSED VALUATION \$4,747,135,942

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR		
1. Total budget estimate for incoming year	44,993,804	44,993,804
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	20,069,950	20,069,950
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	2,404,000	2,404,000
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	67,467,754	67,467,754
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	(1,324,104)	(1,324,104)
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	23,798,054	23,798,054
B. Total-Jan. 1 to Dec. 31, incoming year	32,519,637	32,519,637
9. Total Funds (add lines 6,7,8A and 8B)	54,993,587	54,993,587
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	12,474,167	12,474,167
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	0	0

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12. Amount to be raised by tax levy (add lines 10 and 11)	12,474,167	12,474,167
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	12,474,167	12,474,167
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	12,474,167	12,474,167
Net Tax Rate on each One Hundred Dollars of Taxable Property	.2628	.2628

(b) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND WELFARE ADMINISTRATION  
NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	0	0
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended		
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	0	0
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year		
7. Taxes to be collected, present year (Dec. Settlement)	1,999,729	1,999,729
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	257,068	257,068
B. Total-Jan. 1 to Dec. 31, incoming year	514,136	514,136
9. Total Funds (add lines 6, 7, 8A and 8B)	2,770,933	2,770,933
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(2,770,933)	0
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	4,120,514
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0868	.0868

(c) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND HOSPITAL CARE FOR THE INDIGENT  
NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year		
2. Necessary expend., July 1 to Dec. 31 of		

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present year, to be made from approp. unexpended		
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)		
<b>FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:</b>		
6. Actual balance, June 30 of present year		
7. Taxes to be collected, present year (Dec. Settlement)	125,989	125,989
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	16,195	16,195
B. Total-Jan. 1 to Dec. 31, incoming year	32,390	32,390
9. Total Funds (add lines 6,7,8A and 8B)	174,574	174,574
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	(174,574)	(174,574)
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	0	265,840
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	0	265,840
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0056	.0056

(d) ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

**FUND WELFARE BOND SINKING FUND**  
NET ASSESSED VALUATION \$4,747,135,942

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	2,504,267	2,504,267
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	2,487,313	2,487,313
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	4,991,580	4,991,580
<b>FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:</b>		
6. Actual balance, June 30 of present year	1,347,265	1,347,265
7. Taxes to be collected, present year (Dec. Settlement)	966,680	966,680
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	124,265	124,265
B. Total-Jan. 1 to Dec. 31, incoming year	248,530	248,530
9. Total Funds (add lines 6,7,8A and 8B)	2,686,740	2,686,740
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line		



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9 from line 5)	2,304,840	2,304,840
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	1,171,459	1,171,459
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	1,171,459	1,171,459
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0486	.0486

ARTICLE FOUR  
MISCELLANEOUS APPROPRIATIONS AND ALLOCATIONS

SECTION 4.01. STATE, LOCAL AND FEDERAL GRANTS.

(a) The Mayor of the Consolidated City of Indianapolis is hereby authorized to make such applications as may be required by federal or state laws or regulations in order to apply for, and receive, such state or federal grants or payments as are anticipated, allocated and approved for expenditure by inclusion in this ordinance. Provided, however, that until this Council has approved the amounts, locations and programatic operation of each project to be funded from Community Development Grant Funds, the amounts appropriated herein for such purposes shall not be encumbered or spent.

(b) Public Purpose Local Grants. The sums appropriated for public purposes grants as part of this ordinance shall not be spent until this Council by resolution approves the amount and identity of the recipient of each grant.

SECTION 4.02. APPROPRIATIONS FOR CERTAIN ALLOCATED EXPENSES.

As part of the appropriations authorized for the various offices by Section 2.01 and included under "3. Other Services and Charges" are amounts allocated for payment of City-County Building rent, telephone services and information services agency charges. The building rent, information services agency and telephone charges cannot be transferred without City-County Council approval. In total there is appropriated Two Million Five Hundred Fifty-five Thousand Three Hundred Twenty-two dollars (\$2,555,322) for City-County Building rent, Three Million Five Hundred Ninety-seven Thousand Nine Hundred dollars (\$3,597,900) for jail rent, Three Hundred Ninety-five Thousand Two Hundred Twenty-seven dollars (\$395,227) for telephone services and Six Million Six Hundred Thirty-six Thousand Nine Hundred Twenty-six dollars (\$6,636,926) for information services agency charges. The Auditor is authorized to pay such charges to the extent of the total appropriations and allocate the total to the respective offices on the basis of actual use and charges without further action by this Council, unless the aggregate totals exceed the total appropriations for such purpose or the allocation to any specific office would exceed the unencumbered balance for Character 3 expenditures of any such office. The City of Indianapolis will transfer Three Hundred Twenty-three Thousand Seven Hundred Twenty-six dollars (\$323,726) for salaries of the Marion County Forensic Services.

SECTION 4.03. ALLOCATION OF COUNTY OPTION INCOME TAX REVENUES.

Pursuant to I.C. 6-3.5-6-19 (d), the City-County Council may determine the distribution to be made of the revenue received by the City of Indianapolis and County of Marion as a single taxing unit from the County Option Income Tax. The City-County Council hereby determines that from the certified distribution of \$74,136,000 after the County Auditor deposits \$2,000,000 in the Metropolitan Emergency Communications Fund, retains the homestead credit distribution of \$6,324,900 and distributes the shares of other units entitled to distributions, the balance for the Consolidated City and County of \$59,240,487 is hereby allocated and shall be distributed by the County Auditor and City Controller as follows:

- (1) To the County General Fund, the sum of \$19,746,829; and
- (2) To the City General Fund, the sum of \$12,534,619; and
- (3) To the Police Special Service District Fund, the sum of \$20,670,772; and
- (4) To the Fire Special Service District Fund, the sum of \$4,726,216; and
- (5) To the Redevelopment General Fund, the sum of \$350,000; and
- (6) To the Housing Authority Fund, the sum of \$250,000; and
- (7) To the Consolidated County Fund, the sum of \$962,051; and

SECTION 4.04. AUTHORIZATION OF DUES AND MEMBERSHIPS.

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In accordance with Sec. 2-412 of the Code of Indianapolis and Marion County, the respective officials are authorized to pay dues in the following associations to the extent of available appropriations therefor:

### ADMINISTRATION

American Association for Affirmative Action  
American Management Association  
American Production and Inventory Control Society, Inc.  
American Society of Personnel Administration  
American Society of Safety Engineers  
American Society for Training and Development, Inc.  
Association for Information and Image Management  
Association for Records Managers and Administrators, Inc.  
Central Indiana American Society for Training and Development  
Central Indiana Wang Users Association  
Coalition for Quality Integrated Education  
Community Service Council  
Employment Training Council, U.S. Conference of Mayors  
Government Finance Officers' Association  
Indiana Association of Cities & Towns  
Indiana Association of County Councils  
Indiana Controllers Association  
Indiana Government Finance Officers' Association  
Indiana League of Municipal Clerks and Treasurers  
Indiana Municipal Lawyers Association  
Indiana Partners of the Americas  
Indiana Regional Minority Supplier Development Council  
Indiana Telecommunication Users Association  
Institute of Internal Audit  
International Association of Official Human Rights Agencies  
International City Management Association  
International Institute of Municipal Clerks  
International Risk Management Association  
Local & State Consortium of Civil Rights  
National Association of Counties  
National Association for the Exchange of Industrial Resources  
National Association of Fleet Administration  
National Association of Government Archives & Records Adm.  
National Association of Telecommunication Officers and Advisors  
National Contract Compliance Association  
National Federation of Local Cable Programmers  
National Institute of Municipal Law Officers  
National Institute of Government Purchasing  
National League of Cities  
National League of Cities Conference of Local Energy Officials  
National Safety Council  
National Wellness Association  
Public Fleet Supervisors Association  
Public Risk and Insurance Management Association  
Public Technology, Inc.  
Society of American Archivists  
State & Local Government Benefits Association  
U.S. Conference of Mayors

### METROPOLITAN DEVELOPMENT

American Planning Association  
Association for Preservation Technology  
Association of Major City Building Officials  
Building Officials for Code Administration  
Council for Urban Economic Development  
Historic Landmarks Foundation of Indiana  
Homeless Network (Indianapolis)  
Indiana Alliance of Historic District Commissions  
Indiana Historical Society  
Indiana Planning Association  
Indianapolis Chamber of Commerce  
Indianapolis Convention and Visitors Association  
International City Management Association

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International Conference of Building Officials  
International Council of Shopping Centers  
Marion County/Indianapolis Historic Society  
Metropolitan Board of Realtors  
National Alliance of Preservation Commissions  
National Association of Housing & Redevelopment Officials  
National Center for Preservation Law  
National Leased Housing Association  
National Trust for Historic Preservation  
Preservation Action  
Public Housing Authority Directors Association  
Urban Land Institute  
Waterfront Center

#### PARKS AND RECREATION

Amateur Boxing Federation  
Amateur Softball Association  
American Association of Botanical Gardens and Arboretums  
American Council for the Arts  
American Planning Association  
American Society of Arborists  
American Society of Civil Engineers  
American Society of Landscape Architects  
Association of College, University and Community Arts Admin. Inc.  
Association of Interpretive Naturalists, Inc.  
Bedding Plants, Inc.  
Boy Scouts of America  
Broad Ripple Village Association  
Community Service Council of Central Indiana, Inc.  
Environmental Education Association of Indiana  
Indiana Arborist Association  
Indiana Association of Nurserymen  
Indiana Parks and Recreation Association  
Indiana Swimming Association  
Indianapolis Chamber of Commerce  
Integrated Pest Management  
Inter-Museum Promotional Action Team  
National Archery Association  
National Association for Olmstead Parks  
National Basketball Association  
National Bicycle League  
National Golf Foundation  
National Institute of Parks and Grounds Management  
National Institute for Urban Wildlife  
National Recreation and Park Association  
National Wildflower Research Center  
National Youth Sports Certification Association  
Pony Baseball, Inc.  
The Athletics Congress  
United States Cycling Federation  
United States Flag Football League  
United States National Senior Olympics  
United States Soccer Federation  
United States Tennis Association  
United States Volleyball Association

#### PUBLIC SAFETY

American Academy of Forensic Sciences  
American College of Sports Medicine  
American Humane Association  
American Polygraph Association  
American Society of Crime Lab Directors (ASCLD)  
American Standard Testing Material  
Association of Firearm & Toolmark Examiners  
Association Public Safety Communications Officers  
Central Weights and Measures Association  
Child Abuse and Neglect Council of Marion County

Domestic Violence Network  
Electrophoresis Society  
Information Security Administration  
International Association for Civilian Oversight of Law  
Enforcement  
International Association for Identification  
International Association of Chiefs of Police  
International Association of Dive Rescue Specialists, Inc.  
International Association of Fire Chiefs  
International Society of Fire Service Instructors (I.S.F.S.I.)  
International Society of Weights and Measures  
Indiana Association of Chiefs of Police, Inc.  
Indiana Association of Fire Service  
Indiana Association of Inspectors of Weights and Measures  
Indiana Chapter for Prevention of Child Abuse  
Indiana Civil Defense Council  
Indiana Coalition Against Sexual Assault  
Indiana Fire Chiefs Association  
Indiana Fire Instruction Association  
Indiana Fire Safety Association  
Indiana Polygraph Association  
Juvenile Fire Awareness of Indiana  
Law Enforcement Intelligence Unit  
Marion County Fire Chief's Association  
Marion County Fire Prevention & Arson Association  
Marion County Juvenile Delinquency Prevention Council  
Middle Atlantic Great Lakes Organized Crime Law Enforcement Network  
Midwestern Association Forensic Scientists (MAFS)  
National Association of Bunco Investigations  
National Association of Fleet Administrators  
National Association of Search and Rescue  
National Conference on Weights and Measures  
National Coordinating Council on Emergency Management  
National Crime Prevention Practitioners  
National Criminal Justice Association  
National Fire Protection Association  
National Organization of Black Law Enforcement Executives  
National Scalemen Association  
Police Executive Research Forum  
Professionals Against Confidence Crime  
Public Relations Society  
Telecommunication for the Deaf, Inc.  
U. S. Civil Defense Council

#### PUBLIC WORKS

American Chemical Society  
American Concrete Institute  
American Institute of Chemical Engineers  
American Public Works Association  
American Society for Training and Development  
American Society of Civil Engineers  
American Water Works Association  
Association of Local Air Pollution Control Officials  
Association of Metropolitan Sewerage Agencies  
AM/FM International (Automated Mapping Facilities Management, Inc.)  
Coalition of Resource Recovery and the Environment  
Governmental Refuse Collection & Disposal Association  
Hazardous Materials Control Research Institute (HMCRI)  
Indiana Society of Hazardous Materials Managers  
Indiana Water Pollution Control Association  
Indiana Water Resources Association  
Instrument Society of America  
International Association of Synercom Users  
International Association of Water Pollution Research and Control  
International District Heating and Cooling Association  
International Erosion Control Association  
International Ozone Institute



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International Right of Way Association  
Metropolitan Indianapolis Board of Realtors  
National Association of Flood and Stormwater Management Agencies  
National Association of Local Governments on Hazardous Wastes  
National Environmental Training Association  
National Fire Protection Association  
National Resource Recovery Association  
National Society of Professional Engineers  
National Solid Waste Management  
Operation Forum of Water Pollution Control Federation  
Operators Association  
Public Technologies, Inc.  
Society of Professional Engineers  
Urban and Regional Information Systems Association  
Water Pollution Control Federation

#### TRANSPORTATION

American Concrete Institute  
American Public Work Association  
American Society of Civil Engineers  
Institute of Transportation Engineers  
International Institute of Synercom Users  
International Right of Way Association  
Metropolitan Indianapolis Board of Realtors  
Transportation Research Board

#### COUNTY ADMINISTRATIVE OFFICES

Indiana Association of County Commissioners  
Association of Indiana Counties, Inc.

#### COUNTY AUDITOR

American Institute of Certified Public Accountants  
American Management Association  
Government Finance Officers' Association  
Indiana Auditor's Association  
Indiana Certified Public Accounts Society  
Indiana Government Finance Officers' Association  
State and Local Government Benefits Association

#### COUNTY TREASURER

Indiana State Treasurers' Association

#### CLERK OF CIRCUIT COURT

Association of Indiana Clerks of Circuit Court  
Indiana Association of Clerk of Courts  
International Association of Clerks, Recorders, Elected Officials, Treasurers

#### COUNTY RECORDER

Indiana Recorder's Association  
National Association of County Clerks and Recorders

#### COUNTY SURVEYOR

American Congress on Surveying and Mapping  
AM/FM International  
Central Indiana Chapter of ISPLS  
County Surveyors Association  
International Right of Way Association  
Professional Engineers & Land Surveyors  
IN-KY-OH Chapter, Automated Mapping & Facility Management  
Indiana society of Professional Land Surveyors  
Urisa

#### COUNTY SHERIFF

American Correctional Association  
Associated Public Safety Communications Officers, Inc.  
Community Service Council  
Indiana Association of Chiefs of Police

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Indiana Correctional Association  
Indiana Sheriff's Association  
Institute for Management  
International Chiefs of Police  
National Association of Chiefs of Police  
National Rifle Association (The)  
National Sheriff's Association  
Personnel Association of Indianapolis  
Professional Photographers Association

### COUNTY CORONER

American Academy of Forensic Sciences, Inc.  
Indiana Coroners Association  
International Association of Coroners and Medical Examiners  
International Reference Organization in Forensic Medicine (INFORM)  
National Association of Chiefs of Police  
National Association of Indiana Counties

### COUNTY PROSECUTOR

American Judiciary Society  
Association of Government Attorneys in Capital Litigation  
Association of Indiana Prosecuting Attorneys  
California Peace Officers Association  
Community Service Council  
Domestic Violence Network  
Economic Crime Project  
International Association of Chiefs of Police  
Marion County Council on Adolescent Pregnancy  
Marion County Juvenile Delinquency Prevention Council  
National Association of Chiefs of Police  
National Child Support Enforcement Association  
National Council on Crime & Delinquency  
National District Attorneys Association  
United Council on Welfare Fraud

### ASSESSORS

Association of Indiana Counties  
Indiana Assessors Association  
Indiana County Assessors Association  
International Association of Assessing Officials  
National Association of Counties  
National Association of Independent Fee Appraisers

### PUBLIC WELFARE

American Public Welfare Association  
Child Abuse and Neglect Council of Marion County  
Family Support Center  
Indiana State Association of County Welfare Directors  
National Center for the Prevention of Child Abuse - Indiana  
Chapter  
National Welfare Fraud Association

### INFORMATION SERVICES AGENCY GUIDE

American Management Association  
Central Indiana Educators in Data Processing  
Computer Operations Management Association  
Data Processing Management Association  
Government Management Information Systems  
National Systems Programmers Association in Data Processing  
Society for Information Management

### JUDICIARY

American Bar Association  
American Court Alcohol & Drug Coalition  
American Judges Association  
American Judicature Society  
American Management Association

American Trial Lawyers Association  
Association of Family and Conciliation Courts  
Court Alcohol & Drug Coalition  
Indiana Correctional Association  
Indiana Court Coalition of Alcohol and Drug Services  
Indiana Judges Association  
Indiana Juvenile and Family Court Judges  
Indiana State Bar Association  
Indiana Supreme Court Disciplinary Commission  
Indiana Trial Lawyers Association  
Indianapolis Bar Association  
Indianapolis Substance Abuse Forum  
Institute for Court Management  
International Association of Family Law  
National Association of Juvenile and Family Court Judges  
National Association of Black  
National Association for Court Management  
National Association of Pretrial Services Agencies  
National Association of Women Judges  
National Association for Victim's Assistance  
National CASA Association  
National College of Probate Judges  
National Criminal Justice Association  
National Legal Aid and Defender's Association  
National Reciprocal and Family Support Enforcement Association

#### PROBATION

American Correctional Association  
American Probational and Parole Association  
Indiana Correctional Association  
Indiana Counseling Association on Alcohol and Drug Abuse  
National Association of Community Service Sentencing  
National Council on Crime and Delinquency  
Probation Officers Professional Association of Indiana, Inc.

#### LAW LIBRARY

American Association of Law Libraries  
Central Indiana Area Library Services Authority  
Ohio Regional Association of Law Libraries

#### DOMESTIC RELATIONS

Academy of Family Mediators  
Association of Family & Conciliation Courts  
Domestic Violence Network  
Domestic Violence Network  
Indianapolis Divorce Mediation Network  
National Association of Social Workers  
National Council on Family Relations

#### JUVENILE CENTER

American Correctional Association  
American Correctional Training  
American Probation and Parole Association  
Child Abuse and Neglect Council  
Indiana Juvenile and Family Court Judges  
Institute for Court Management  
Marion County Juvenile Delinquency Prevention Council  
National Association of Social Work  
National Council on Crime and Delinquency  
National Criminal Justice Association  
National Juvenile Detention Association  
P.A.C.E.

#### HEALTHCARE CENTER

American College of Healthcare Administrators  
American/Indiana Dietetic Association  
American Society of Health Facility Administrators

Central District Dietetic Association  
Dietary Managers Association  
Drug Enforcement Administration  
Health Professions Service Bureau  
Indiana Association of Homes for the Aging  
Indiana Society of Health Facility Administrators  
Indiana State Board of Health (wastewater treatment license)  
Indiana State Nurses Association  
Marion County Health Department (dietary license)  
National Association of Social Workers  
National Executive Housekeeping Association

**FORENSIC SERVICES AGENCY**

American Academy of Forensic Sciences (AAFS)  
American Society of Crime Laboratory Directors (ASCLD)  
Association of Firearms & Toolmark Examiners (AFTE)  
British Forensic Science Society  
California Association of Criminalists (CAC)  
Canadian Society of Forensic Sciences (CSFS)  
Electrophoresis Society  
International Association of Identification (IAI)  
International Cartridge Collector's Association (ICCA)  
Mid-Atlantic Association of Forensic Science (MAAFS)  
Midwestern Association of Forensic Sciences (MAFS)  
National Automatic Pistol Collector's Association  
National Rifle Association (NRA)  
Northeastern Association of Forensic Scientists (NEAFS)  
Northwestern Association of Forensic Scientists (NWAFS)  
Southern Association of Forensic Scientists (SAFS)  
Southwestern Association of Forensic Scientists (SWAFS)

**ARTICLE FIVE  
COMPENSATION OF OFFICERS AND EMPLOYEES**

**SECTION 5.01. ELECTED OFFICERS.**

Pursuant to I.C. 36-3-6-2, the annual compensation of elected officers of the consolidated city and county are fixed for the calendar year 1990 and thereafter, as follows:

(a) Mayor. Effective January 1, 1990, the compensation for the mayor of Indianapolis as an annual salary for the calendar year 1990 and thereafter until modified, shall be Seventy-four Thousand Seven Hundred Sixty-one dollars (\$74,761) and a deferred compensation plan funded by contributions equalling fifteen (15) percent of the mayor's annual salary which amounts for each year shall be in addition to the use of an automobile, an account for expenses incurred in the performance of the duties of office, and participation in other employee benefits on the same basis as other city employees.

(b) Elected County Officers. Effective January 1, 1990 the annual compensation of the elected county officers for the calendar year 1990 and thereafter until modified shall be as follows:

1. County Assessor	46,476
2. County Auditor	50,433
3. County Clerk	50,433
4. County Coroner	22,109
5. County Prosecutor	17,765
6. County Sheriff	24,623
7. County Recorder	43,741
8. County Surveyor	41,638
9. County Treasurer	50,433
10. Center Township Assessor	44,526
11. Decatur Township Assessor	32,399
12. Franklin Township Assessor	32,399
13. Lawrence Township Assessor	38,879
14. Perry Township Assessor	38,879
15. Pike Township Assessor	38,879
16. Warren Township Assessor	43,199
17. Washington Township Assessor	43,199
18. Wayne Township Assessor	43,199



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The county prosecutor receives \$48,825 from the state (I.C.33-14-7-5). The county contribution for Circuit, Superior, and Municipal Court Judges shall be \$21,380. This is \$9,975 required by I.C. 33-13-12-7 and an additional \$11,405 to be paid from the County General Fund.

All elected county officers shall be entitled to participate in other employee benefits on the same basis as other county employees.

(c) City-County Council. Effective January 1, 1990, the annual compensation of members of the City-County Council for the calendar year 1990 and thereafter until modified shall be as follows:

1. Each member of the city-county council shall receive an annual salary in an amount equal to twelve (12) percent of the annual salary of the mayor as fixed in subsection (a).

2. Each member of the city-county council shall receive, in addition to the annual salary, a per diem allowance of One Hundred Two dollars (\$102) for each regular council meeting attended, not to exceed twenty-one (21) in any calendar year, attendance to be determined solely on the basis of the roll call taken at the opening of each regular meeting.

3. Each member of the city-county council, in addition to the annual salary and per diem for council meetings, shall receive a per diem of Fifty-six dollars (\$56) for attendance at each meeting of a committee of which he is a member, not to exceed forty (40) meetings in any calendar year. The council may authorize the per diem fee to be paid to a member representing the council on a specific council assignment.

4. In addition to the annual salary and per diem fees, the officers of the council shall receive the following additional compensation:

(i) The president shall be paid an additional annual compensation of One Thousand Seven Hundred Eighty-one dollars (\$1,781);

(ii) The vice president, majority leader and minority leader shall be paid an additional annual compensation of One Thousand One Hundred Eighty-seven dollars (\$1,187); and

(iii) The chairman of each standing committee for the president of each special service district council shall be paid an additional annual compensation of Seven Hundred Thirteen dollars (\$713).

(iv) The chairman of each special committee shall be paid an additional monthly compensation of Sixty dollars (\$60) for each calendar month during which the committee meets.

No member shall be entitled to but one additional compensation as provided in this paragraph (4). The right to each such additional compensation shall be established by the council rules and resolutions providing for the organization of the council or the establishment of the special committee.

(d) Members of the City-County Council, as part-time employees, may participate in employee benefit programs on the same basis as other elected and part-time employees of the City of Indianapolis.

## SECTION 5.02. ANNUAL COMPENSATION OF EMPLOYEES OF THE CONSOLIDATED CITY AND COUNTY.

(a) Pursuant to IC 36-3-6-3, the City-County Council fixes the annual compensation for the calendar year 1990 for all appointed officers, deputies and employees under its jurisdiction, as set forth in this section.

(b) For all appointed officers, deputies and employees of the Consolidated City, except those of a special service district, are hereby fixed by adopting the schedules of compensation in accordance with the "Position Evaluation and Salary Administration Plan" established by Executive Order No. 8, 1977, or such wage and salary classification ordinance as may from time to time be adopted for city-county employees. For employees of the City-County Council, the function of wage administrator shall be performed by the President of the City-County Council pursuant to the pertinent rules and regulations of the Council.

(c) For all appointed officers, deputies and employees, whose compensation is payable from the County General Fund or any other fund from which the County auditor issues warrants for compensation, are hereby fixed in accordance with schedules of compensation adopted pursuant to Article VI of Chapter 23 of the Code of Indianapolis and Marion County provided; however, that this subsection shall not affect the salaries of judges, officers of courts, prosecuting attorneys and deputy prosecuting attorneys whose minimum salaries are fixed by statute.

(d) The respective amounts set forth in Sections 1.01 and 2.01 of this ordinance for personal services are hereby appropriated by salaries, wages, compensation and fringe benefits associated therewith. No person whose

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compensation is subject to the jurisdiction of the Council shall be paid in excess of the amounts scheduled for such position pursuant to subsections (b) or (c) of this section without action by this Council.

(e) The scheduled annual salaries shall be paid on the basis of forty hours per week for hourly paid employees. Employees classified as "exempt" for purposes of the Federal Fair Labor Standards Act shall be salaried and such salaries paid on an annualized basis, and shall be required to regularly work a forty-hour (40) week, except for certain county offices which normally work only thirty-seven and one-half (37) hours per week in which case the salary scheduled shall be reduced by 1/16 of the scheduled compensation.

### SECTION 5.03. NO VESTED RIGHTS CREATED

The respective amounts specified for "Personal Services" in Sections 1.01 and 2.01 are appropriated subject to this section. No officer or employee, except elected officers whose salaries are stated in Section 5.01, shall have any vested right to receive such amount or any minimum amount except as may be accrued or otherwise provided by law. Control as to any decrease in compensation shall be vested in the body or officer having direction over the person affected, as provided by law.

### SECTION 5.04. ENFORCEMENT

Any employee of the city or county who authorizes the payment of, or accepts, any salary, wage or compensation, either as to separate persons or in gross, in excess of that authorized in this article or Sections 1.01 or 2.01, shall be indebted to the city or county for repayment of the excess; and such actions shall be grounds for impeachment, removal, or dismissal in the manner provided by law.

## ARTICLE SIX SUMMARIES OF APPROPRIATIONS AND TAX LEVIES

### SECTION 6.01. SUMMARY OF CONSOLIDATED CITY APPROPRIATIONS AND TAX LEVIES.

FUND	APPROP.	AMOUNT TO BE RAISED	ASSESSED VALUA.	NET TAX RATE
City General Fund				
Office of the Mayor	2,236,185			
Dept. of Admin				
Director	4,992,806			
Finance Div.	15,704,036			
Dept. of Pub. Works				
Admin.	2,737,357			
Dept. of Pub. Safety				
Admin	494,775			
TOTAL CITY GENERAL FUND	26,165,159			
Consolidated County Fund				
Office of the Mayor	36,285			
Internal Audit Div.	497,356			
City-County Council & Clerk	1,169,428			
Dept. of Admin.				
Personnel Div.	1,184,318			
Purchasing Div.	1,807,944			
Legal Div.	2,494,206			
Records Div.	669,778			
Cen. Equip. Mgt.	19,536,397			
Equal Opportunity	659,935			
Dept. of Metro. Dev.				
Admin.	1,126,255			
Planning Div.	2,419,467			
Dev. Services	5,340,303			
Dept. of Pub. Wks.				
Air Pollution Control	1,056,488			
Dept. of Pub. Safety				
Neighborhood Crimewatch	213,532			
Emergency Mgmt. Plan.	358,008			

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Weights & Measures	325,514			
Animal Control	1,312,862			
TOTAL CONS. COUNTY FUND	40,208,076	9,646,076	4,747,135,940	.2032
REDEVELOPMENT GENERAL FUND	21,100,172	400,479	4,449,762,640	.0090
Sanitation General Fund				
Liq. Waste 24th Fl.	3,721,049			
San. Sewer Main. Div.	9,778,683			
Liq. Waste Proc. Oper.	35,021,464			
Water & Land Pollution	951,822			
TOTAL SANITATION GEN. FUND	49,473,018	0	4,352,113,310	0
SOLID WASTE DISPOSAL	19,492,389	0	4,747,135,940	0
Flood Control District Fund	3,281,328	1,670,992	4,747,135,940	.0352
Transportation General Fund	36,965,826	0	4,747,135,940	0
Park General Fund				
Dept. of Parks & Rec.				
Admin.	2,764,176			
Eagle Creek	1,547,077			
Recreation & Sports Fac.	5,156,899			
Parks Management	6,306,395			
Golf	3,003,381			
TOTAL PARK GENERAL FUND	18,777,928	10,135,135	4,747,135,940	.2135
MECA	3,115,301	0	4,747,135,940	0
TOTAL TAXABLE LEVIED FUNDS	218,579,197	21,852,682		
Com. Services Program Fund	13,778,282			
Manpower Federal Prog. Fund	11,668,074			
Arterial Road & Street Fund	7,176,170			
Parking Meter Fund	3,098,824			
Historic Preservation Fund	237,579			
Housing Authority Fund	13,781,804			
TOTAL ALL OPERATING FUNDS	268,319,930	21,852,682		.4609
SINKING FUNDS				
City General Sinking	3,050,668	2,527,866	4,449,762,640	.0568
Redevelopment District				
Sinking	856,901	724,755	4,449,762,640	.0163
Sanitary District Sinking	17,886,397	12,931,260	4,352,113,310	.2971
Flood Control District				
Sinking	4,019,945	2,616,824	4,747,135,940	.0551
Metropolitan Thoroughfare				
District Sinking	9,428,753	7,704,947	4,747,135,940	.1623
Metropolitan Park District				
Sinking	2,492,330	2,125,093	4,747,135,940	.0448
TOTAL SINKING FUNDS	37,734,994	28,630,745		.6324
City Cum. Capital Dev. Fund		6,674,643	4,449,762,640	.1500
TOTAL ALL FUNDS	306,054,924	57,158,070		1.2433

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SECTION 6.02. SUMMARY OF COUNTY APPROPRIATIONS AND TAX LEVIES.

FUND	APPROP.	AMOUNT TO BE RAISED	NET TAX RATE
County General	114,245,275	50,575,986	1.0654
Property Reassessment - 1990	1,245,328		
Property Reassessment - 1997		854,484	.0180
Surveyor's Corner Perpetuation	38,176		
Alcohol and Drug Services	339,532		
Supp. Adult Probation Service	927,534		
Juvenile Probation Fees	192,436		
Law Enforcement Fund	665,800		
Guardian Ad Litem	10,300		
<b>TOTAL OPERATING FUNDS</b>	<b>117,664,381</b>	<b>51,430,470</b>	
Cumulative Capital Development	1,930,149	4,747,136	.1000
Bond Sinking Fund	1,897,588	664,503	.0140
<b>TOTAL ALL FUNDS</b>	<b>121,492,118</b>	<b>56,842,109</b>	<b>1.1974</b>

SECTION 6.03. SUMMARY OF PUBLIC WELFARE APPROPRIATIONS AND TAX LEVIES.

FUND	APPROP.	AMOUNT TO BE RAISED	TAX RATE
Welfare General	44,993,804	12,474,167	.2628
Welfare Administration		4,118,436	.0868
HCI			.0056
Welfare Sinking	2,504,267	2,304,840	.0486
<b>TOTAL WELFARE</b>	<b>47,498,071</b>	<b>18,897,443</b>	<b>.4096</b>

ARTICLE SEVEN  
LEVY OF PROPERTY TAXES

SECTION 7.01. TAX LEVIES FOR CONSOLIDATED CITY AND ITS SPECIAL TAXING DISTRICTS.

(a) CONSOLIDATED COUNTY FUND.

For the use and benefit of the Consolidated County Fund for the county-wide functions of the consolidated city, there is hereby levied and assessed, in the year 1989, collectible in the year 1990, the sum of twenty and thirty-two hundredths cents (\$.2032) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of said Marion County, which taxes, when collected, shall be paid into the Consolidated County Fund.

(b) CITY SINKING FUND.

For the use and benefit of the City Sinking Fund, there is hereby levied and assessed, in the year 1989, collectible in the year 1990, the sum of five and sixty-eight hundredths cents (\$.0568) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the City Sinking Fund.

(c) INDIANAPOLIS CUMULATIVE CAPITAL DEVELOPMENT FUND.

For the use and benefit of the Indianapolis Cumulative Capital Development Fund, there is hereby levied and assessed, in the year 1989, collectible in the year 1990, the sum of fifteen cents (\$.15) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Cumulative Capital Development Fund.

(d) SPECIAL TAXING DISTRICTS' FUNDS.

For the use and benefit of the Consolidated City of Indianapolis, there is hereby levied and assessed, in the year 1989, collectible in the year 1990, on the assessed valuation of taxable property of the City of Indianapolis, a



consolidated city or in the applicable special taxing district thereof, as assessed and returned for taxation in said City, all of which levies are duly authorized by specific law, tax rates as follows:

- (1) Redevelopment General Fund:  
ninety hundredths cents (\$.0090) for the Redevelopment General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (2) Flood Control General Fund:  
three and fifty-two hundredths cents (\$.0352) for the Flood Control General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (3) Transportation General Fund:  
zero cents (\$.0000) on each one hundred dollars (\$100.00) valuation of the Metropolitan Thoroughfare Special Taxing District property, County Assessed Valuation;
- (4) Park General Fund:  
twenty-one and thirty-five hundredths cents (\$.2135) for the Park General Fund for each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (5) Redevelopment District Sinking Fund:  
one and sixty-three hundredths cents (\$.0163) for the Redevelopment Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property;
- (6) Sanitary District Sinking Fund:  
twenty-nine and seventy-one hundredths cents (\$.2971) for the Sanitary District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district;
- (7) Flood Control District Sinking Fund:  
five and fifty-one hundredths cents (\$.0551) for the Flood Control District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district, taxable property, County Assessed Valuation;
- (8) Park District Sinking Fund:  
four and forty-eight hundredths cents (\$.0448) for the Park District Sinking Fund on each one hundred dollars (\$100.00) valuation of such special taxing district property, County Assessed Valuation;
- (9) Metropolitan Thoroughfare Sinking Fund:  
sixteen and twenty-three hundredths cents (\$.1623) for the Metropolitan Thoroughfare Sinking Fund on each one hundred dollars (\$100.00) valuation on such special taxing district, taxable property, County Assessed Valuation.

#### SECTION 7.02. TAX LEVIES FOR MARION COUNTY GOVERNMENT FOR 1990.

##### (a) COUNTY GENERAL FUND.

For the use and benefit of the County General Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of one dollar and six and fifty-four hundredths cents (\$1.0654) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County General Fund in the County Treasury.

##### (b) MARION COUNTY CUMULATIVE CAPITAL DEVELOPMENT FUND.

For the use and benefit of the Marion County Cumulative Capital Development Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of ten hundredths cents (\$.1000) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Marion County Cumulative Capital Development Fund in the County Treasury.

##### (c) COUNTY BOND SINKING FUND.

For the use and benefit of the County Bond Sinking Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of one and forty hundredths cents (\$.0140) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Bond Sinking Fund in the County Treasury.

##### (d) PROPERTY REASSESSMENT FUND.

For the use and benefit of the 1997 Reassessment Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of one and eighty hundredths cents (\$.0180) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Property Reassessment Fund.

#### SECTION 7.03. MARION COUNTY PUBLIC WELFARE TAX LEVIES.

##### (a) COUNTY WELFARE GENERAL FUND.

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For the use and benefit of the County Welfare General Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of twenty-six and twenty-eight hundredths cents (\$.2628) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Welfare General Fund in the County Treasury.

### (b) COUNTY WELFARE ADMINISTRATION FUND.

For the use and benefit of the County Welfare Administration Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of eight and sixty-eight hundredths cents (\$.0868) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Welfare Administration Fund in the County Treasury.

### (c) HOSPITAL CARE FOR THE INDIGENT FUND.

For the use and benefit of the Hospital Care for the Indigent Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of fifty-six hundredths cents (\$.0056) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Hospital Care for the Indigent Fund in the County Treasury.

### (d) COUNTY WELFARE BOND SINKING FUND.

For the use and benefit of the County Welfare Bond Sinking Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of two and forty-seven hundredths cents (\$.0247) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the County Welfare Bond Sinking Fund in the County Treasury.

## SECTION 7.04. TAX LEVIES FOR MUNICIPAL CORPORATIONS.

### (a) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY FUND.

For the use and benefit of the Indianapolis-Marion County Public Library Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1989, collectible in the year 1990, a tax rate of twenty-nine and sixty-three hundredths cents (\$.2963) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

### (b) INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY SINKING FUND.

For the use and benefit of the Indianapolis-Marion County Public Library Sinking Fund, there is hereby levied and assessed or confirmed as may be required by law, on all real estate and improvements and all personal property subject thereto within the County of Marion, with the exception of that located within the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, as assessed and returned for taxation in said County for the year 1989, collectible in the year 1990, a tax rate of one and fifty-six hundredths cents (\$.0156) on each one hundred dollars (\$100.00) valuation of such taxable property, which levy is duly authorized by specific law.

### (c) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION GENERAL FUND.

For the use and benefit of the Indianapolis Public Transportation Corporation General Fund, there is hereby levied and assessed, in the year 1989, collectible in the year 1990, the sum of six and ninety-nine hundredths cents (\$.0699) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation General Fund.

### (d) INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION BOND SINKING FUND.

For the use and benefit of the Indianapolis Public Transportation Corporation Bond Sinking Fund, there is hereby levied and assessed, in the year 1989, collectible in the year 1990, the sum of four and nine hundredths cents (\$.0409) on each one hundred dollars (\$100.00) of the assessed valuation of the taxable property of the Consolidated City of Indianapolis, which taxes, when collected, shall be paid into the Indianapolis Public Transportation Corporation Bond Sinking Fund.

### (e) HEALTH AND HOSPITAL FUND.

For the use and benefit of the Health and Hospital Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of ninety-six and eighteen hundredths cents (\$.9618) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Fund.

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(f) HEALTH AND HOSPITAL BOND FUND.

For the use and benefit of the Health and Hospital Bond Fund, there is hereby levied and assessed in 1989, collectible in the year 1990, the sum of ten and thirty-five hundredths cents (\$.1035) on each one hundred dollars (\$100.00) of the assessed valuation of taxable property of said Marion County, which taxes, when collected, shall be paid into the Health and Hospital Bond Fund.

ARTICLE EIGHT  
COLLECTION AND EFFECTIVE DATE

SECTION 8.01. COLLECTION OF TAX LEVIES.

The Auditor of Marion County, Indiana, is hereby ordered and directed to place all the tax levies set forth in this ordinance (as approved by the State Board of Tax Commissioners) upon the property tax duplicate. The County Treasurer of such county, ex-officio City Treasurer, is hereby ordered and directed to collect the levies stated in Section 7.01 for the City of Indianapolis, a Consolidated City, and its special taxing districts, and make due report thereof as provided by law.

SECTION 8.02. EFFECTIVE DATE.

This ordinance shall be in full force and effect beginning January 1, 1990, after passage by the City-County Council, approval by the Mayor, (or passage over his veto, except that, any part of this ordinance providing for the budget or appropriating money for an office or officer of the county provided for by the Constitution of Indiana or a judicial office or officer shall not be subject to the veto of the Mayor), and approval by the County Tax Adjustment Board and State Board of Tax Commissioners as required by law.

Councillor Shaw asked that Proposal No. 516, 1989, be heard at this time. Without objection, Proposal No. 516, 1989, was heard as the next agenda item.

PROPOSAL NO. 516, 1989. The proposal requires programmatic approval of Healthy Baby Program expenditures. Councillor Shaw explained that this proposal is purely for procedural purposes on how the money will be spent.

Councillors Williams and Holmes voiced their opposition to the proposal, stating that they have faith in the Mayor to be able to allocate the money where he deems it appropriate, and the Council should not have to approve every expenditure in this case.

Councillor Rhodes asked that a "technical amendment" be made by asserting in Section 2 the words "...and the Marion County Auditor..." following the City Controller. Consent was given.

Councillor Shaw moved, seconded by Councillor Howard, for adoption. Proposal No. 516, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*  
3 NAYS: *Cottingham, Holmes, Williams*  
2 NOT VOTING: *Gilmer, Mukes-Gaither*

Proposal No. 516, 1989, was retitled SPECIAL RESOLUTION NO. 59, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 59, 1989

A SPECIAL RESOLUTION requiring programmatic approval of Healthy Baby Program expenditures.

WHEREAS, the Mayor has proposed that civil government support a Healthy Baby Program to lower the infant mortality rate in Marion County by including appropriations of \$1.5 million for such programs in the 1990 Budget; and



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WHEREAS, the Council has approved appropriations of \$1 million in the Mayor's Budget and \$500 thousand in the County Commissioners Budget for such purposes in the 1990 Annual Budget; and

WHEREAS, the programmatic applications of these appropriations have not been finally determined; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Neither the Mayor nor the County Commissioners or anyone acting on their behalf shall approve the encumbrance, obligation or expenditure of such funds until:

- (a) The programmatic use of these funds has been determined,
- (b) The agencies, purposes and amounts for which the appropriation will be spent have been determined, and
- (c) The appropriate committees of this Council have authorized the specific expenditure of such appropriations.

SECTION 2. The City Controller and Marion County Auditor are directed to treat this resolution as a hold upon such appropriations until there has been compliance with Section 1, and not to allow encumbrance or expenditures from such appropriations until such approval.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 451, 1989. Councillor Clark reported that the Municipal Corporations Committee heard Proposal No. 451, 1989, on August 24, 1989. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:47 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Williams, for adoption. Proposal No. 451, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

6 NOT VOTING: *Cottingham, Gilmer, Howard, McGrath, Mukes-Gaither, Solenberg*

Proposal No. 451, 1989, was retitled GENERAL RESOLUTION NO. 13, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 13, 1989

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1990, and ending December 31, 1990, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Indianapolis Airport Authority of Marion County, established pursuant to IC 8-22-3; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:



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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Indianapolis Airport Authority District of Indianapolis, Indiana, and its departments, division, and officials, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Indianapolis Airport Authority District the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS AIRPORT AUTHORITY DISTRICT  
BUDGET FOR 1990

1. Personal Services	\$ 8,407,117
2. Supplies	1,315,800
3. Other Service & Charges	18,194,553
4. Capital Outlay	<u>1,277,186</u>
TOTAL	\$29,194,656

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Capital Improvement Fund" the following:

4. Capital Outlay	<u>\$40,083,000</u>
TOTAL	\$40,083,000

SECTION 4. That foregoing budget shall be carried out without any revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedule:

ESTIMATE OF MISCELLANEOUS REVENUE GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Airport Revenues	17,210,602	30,890,620
Total Columns A and B	17,210,602	30,890,620

ESTIMATE OF MISCELLANEOUS REVENUE CAPITAL IMPROVEMENT FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Federal & State Grant Funds	24,329,644	13,423,000
Federal Payments	62,000	143,478
Transfers	0	5,460,000
Interest	1,794,477	2,482,000
Grant Anticipation Notes	0	3,860,000
Total Columns A and B	26,186,121	25,368,478

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND General Indianapolis Airport Authority  
NET ASSESSED VALUATION \$4,416,251,850

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FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	29,194,656	29,194,656
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	19,705,820	19,705,820
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	48,900,476	48,900,476
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	33,012,256	33,012,256
7. Taxes to be collected, present year (Dec. Settlement)	0	0
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	17,210,602	17,210,602
B. Total-Jan. 1 to Dec. 31, incoming year	30,890,620	30,890,620
9. Total Funds (add lines 6,7,8A and 8B)	81,113,478	81,113,478
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	0	0
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	32,213,002	32,213,002
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Indianapolis Airport Authority Capital Improvement  
NET ASSESSED VALUATION \$4,416,251,850

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	40,083,000	40,083,000
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	12,300,667	12,300,667
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	52,383,667	52,383,667
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	4,823,683	4,823,683
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	26,186,121	26,186,121

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B. Total-Jan. 1 to Dec. 31, incoming year	25,368,478	25,368,478
9. Total Funds (add lines 6,7,8A and 8B)	56,378,282	56,378,282
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	0	0
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	3,994,615	3,994,615
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

SECTION 5. This resolution shall be in full force and effect beginning January 1, 1990, after passage by the City-County Council and approval by the Tax Boards as required by law.

PROPOSAL NO. 452, 1989. Councillor Clark reported that the Municipal Corporations Committee heard Proposal No. 452, 1989, on August 24, 1989. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County, Indiana. By a 5-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:48 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Shaw, for adoption. Proposal No. 452, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

6 NOT VOTING: *Cottingham, Gilmer, Howard, McGrath, Mukes-Gaither, Solenberg*

Proposal No. 452, 1989, was retitled GENERAL RESOLUTION NO. 14, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 14, 1989

A GENERAL RESOLUTION reviewing, modifying and approving the operating budget of the Capital Improvement Board of Managers of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Board of Managers for the fiscal year beginning January 1, 1990, and ending December 31, 1990, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-10-9-8 provides that the City-County Council shall review, approve, or reject the operating budget of the Capital Improvement Board of Managers of Marion County, established pursuant to IC 36-10-9; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Capital Improvement Board of Managers of Marion County, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the

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purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Capital Improvement Fund" of said Board of Managers, the sums as hereinafter appear in this section for the purposes herein named.

CAPITAL IMPROVEMENT BOARD OF  
MANAGERS OF MARION COUNTY  
BUDGET FOR 1990

1. Personal Services	\$ 6,790,500
2. Supplies	786,100
3. Other Services & Charges	12,106,500
4. Capital Outlay	<u>3,950,000</u>
TOTAL	\$23,633,100

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services & Charges	<u>\$7,151,625</u>
TOTAL	\$7,151,625

SECTION 4. The foregoing budget shall be carried out with the revenues from property taxation, with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedules:

ESTIMATE OF MISCELLANEOUS REVENUE OPERATING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
ALL OTHER REVENUE:		
Interest on Investment	210,000	638,000
Rental Income	1,189,750	2,315,500
Food Service & Concessions Income	1,648,250	2,475,000
Labor Reimbursements	682,500	1,300,000
Parking Lot Receipts	347,500	630,000
Box Office Miscellaneous Income	139,000	465,000
Transfers from Bond Fund	5,370,413	13,097,375
Suites License Fees	0	1,981,500
Arena Lease	0	150,000
Advertising Income	640,000	600,000
Total Columns A and B	10,227,413	23,652,375

ESTIMATE OF MISCELLANEOUS REVENUE BOND FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES:		
Cigarette Tax Revenues	175,000	350,000
Hotel-Motel Tax	3,984,000	8,550,000
Food & Beverage Tax	4,884,000	9,592,000
County Admissions Tax	0	650,000
ALL OTHER REVENUE:		
006 Interest on Investments	490,000	1,107,000
Transfers to Operating Fund	[5,370,413]	[13,097,375]



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Total Columns A and B

4,162,587

7,151,625

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Operating Capital Improvement Board of Managers  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	23,633,100	23,633,100
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	10,874,700	10,874,700
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	34,570,800	34,507,800
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	8,303,487	8,303,487
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	10,227,413	10,227,413
B. Total-Jan. 1 to Dec. 31, incoming year	23,652,375	23,652,375
9. Total Funds (add lines 6, 7, 8A and 8B)	42,183,275	42,183,275
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	[7,675,475]	[7,675,475]
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	7,675,475	7,675,475
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Bond Capital Improvement Board of Managers  
NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	7,151,625	7,151,625
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	3,881,300	3,881,300
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	11,032,925	11,032,925
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES		

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OTHER THAN PROPOSED TAX LEVY:

6. Actual balance, June 30 of present year	10,368,713	10,368,713
7. Taxes to be collected, present year (Dec. Settlement)		
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	4,162,587	4,162,587
B. Total-Jan. 1 to Dec. 31, incoming year	7,151,625	7,151,625
9. Total Funds (add lines 6,7,8A and 8B)	21,682,925	21,682,925
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	[10,650,000]	[10,650,000]
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)	10,650,000	10,650,000
12. Amount to be raised by tax levy (add lines 10 and 11)		
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)		
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised		

Net Tax Rate on each One Hundred Dollars  
of Taxable Property

SECTION 5. This resolution shall be in full force and effect beginning January 1, 1990, after passage by the City-County Council and approval by the State Tax Boards as required by law.

PROPOSAL NO. 455, 1989. Councillor Clark reported that the Municipal Corporations Committee heard Proposal No. 455, 1989, on August 24, 1989. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 8:55 p.m. There being no one present to testify, Councillor Clark moved, seconded by Councillor Shaw, for adoption. Proposal No. 455, 1989, was adopted on the following roll call vote; viz:

*26 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*3 NOT VOTING: Cottingham, Gilmer, Mukes-Gaither*

Proposal No. 455, 1989, was retitled GENERAL RESOLUTION NO. 15, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 15, 1989

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Library Board for the fiscal year beginning January 1, 1990, and ending December 31, 1990.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis-Marion County Library Board, established pursuant to IC 20-14; and

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WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis-Marion County Public Library Board of Marion County, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "Operating Fund" of said Library Board the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS-MARION COUNTY PUBLIC LIBRARY BOARD  
BUDGET FOR 1990

1. Personal Services	\$10,087,705
2. Supplies	284,100
3. Other Services & Charges	2,696,600
4. Capital Outlays	<u>3,319,302</u>
TOTAL	\$16,387,707

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bond Fund" the following:

3. Other Services & Charges	<u>\$1,099,107</u>
TOTAL	\$1,099,107

SECTION 4. The foregoing budget shall be carried out with the revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. 132, 1989 with the use of portions of current balances in said funds, and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedules:

ESTIMATE OF MISCELLANEOUS REVENUE LIBRARY OPERATING FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Bank, Building and Loan Tax	165,770	350,860
002 License Excise Tax	671,488	1,586,575
ALL OTHER REVENUE:		
157 State Distribution	86,867	86,867
036 Fines and Fees	100,000	370,000
Photocopy Fees	8,000	35,000
006 Interest on Investments	40,000	55,000
198 Library Service Authority	21,000	42,000
ISL - LSCA Reciprocal Borrowing	0	48,166
ISL - ISCA Metro. Urban Resource	0	56,445
Miscellaneous	5,000	20,000
Total Columns A and B	1,098,125	2,650,912

ESTIMATE OF MISCELLANEOUS REVENUE LIBRARY BOND FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
--	--

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SPECIAL TAXES

001 Bank, Building and Loan Tax	13,364	10,100
002 License Excise Tax	54,134	43,491
006 Income From Trust	18,501	5,000
Total Columns A and B	85,999	58,591

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Library Operating

NET ASSESSED VALUATION \$4,557,090,585

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	16,731,536	16,387,707
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	9,666,825	9,666,825
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	26,398,361	26,054,532
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	2,371,923	2,371,923
7. Taxes to be collected, present year (Dec. Settlement)	6,429,064	6,429,064
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	1,098,125	1,098,125
B. Total-Jan. 1 to Dec. 31, incoming year	2,509,927	2,650,912
9. Total Funds (add lines 6,7,8A and 8B)	12,409,039	12,550,024
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	13,989,322	13,504,508
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	13,989,322	13,504,508
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	13,989,322	13,504,508
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	13,989,322	13,504,508
Net Tax Rate on each One Hundred Dollars of Taxable Property	.3070	.2963

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Library Bond

NET ASSESSED VALUATION \$4,557,090,585

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	1,099,107	1,099,107
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	784,518	784,518
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		



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4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	1,883,625	1,883,625
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	507,944	507,944
7. Taxes to be collected, present year (Dec. Settlement)	518,299	518,299
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	85,999	85,999
B. Total-Jan. 1 to Dec. 31, incoming year	58,591	58,591
9. Total Funds (add lines 6,7,8A and 8B)	1,170,833	1,170,833
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	712,792	712,792
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	712,792	712,792
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	712,792	712,792
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	712,792	712,792
Net Tax Rate on each One Hundred Dollars of Taxable Property	.0156	.0156

SECTION 5. The City-County Budget for 1990 (Proposal No. 418, 1989) be amended by inserting in Section 7.04 thereof the tax rates approved herein, namely:

(a) In subsection (a) the rate of "twenty-nine and sixty-three hundredths cents (\$.2963)", and

(b) In subsection (b) the rate of "one and fifty-six hundredths cents (\$.0156)".

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1990, after passage by the City-County Council.

PROPOSAL NO. 454, 1989. Councillor Clark reported that the Municipal Corporations Committee heard Proposal No. 454, 1989, on August 18, 1989. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana. By a 4-2 vote, the Committee reported the proposal to the Council without recommendation.

Councillor Rhodes moved, seconded by Councillor Williams, to amend Proposal No. 454, 1989, by substituting the revised proposal as distributed to delete the one cent increase that the proposal was requesting. Without objection, Proposal No. 454, 1989 was amended by consent.

The President called for public testimony at 9:00 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Williams, for adoption. Proposal No. 454, 1989, as amended, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

3 NOT VOTING: Cottingham, Gilmer, Mukes-Gaither

Proposal No. 454, 1989, as amended, was retitled GENERAL RESOLUTION NO. 16, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 16, 1989

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Transportation Corporation Board for the fiscal year beginning January 1, 1990, and ending December 31, 1990.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating budget of the Indianapolis Public Transportation Corporation, established pursuant to IC 36-9-4; and

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating and maintenance budget for the expenses of the Indianapolis Public Transportation Corporation of Marion County, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Transportation Corporation the sums as hereinafter appear in this section for the purposes herein named.

INDIANAPOLIS PUBLIC TRANSPORTATION CORPORATION  
BUDGET FOR 1990

		Operations Division	
1. Personal Services			\$10,189,819
2. Supplies			90,200
3. Other Services & Charges			570,733
4. Capital Outlay			<u>0</u>
TOTAL			\$10,060,752
		Maintenance Division	
1. Personal Services			\$3,033,029
2. Supplies			1,872,950
3. Other Services & Charges			749,596
4. Capital Outlay			<u>0</u>
TOTAL			\$5,655,575
		Administration Division	
1. Personal Services			\$1,509,439
2. Supplies			59,716
3. Other Services & Charges			3,282,479
4. Capital Outlays			<u>0</u>
TOTAL			\$4,851,634
FUND TOTAL			\$21,357,961

SECTION 3. For said fiscal year, there is hereby appropriated out of the "Bonds Fund" the following:

3. Other Services & Charges	<u>\$2,160,938</u>
TOTAL	\$2,160,938

SECTION 4. The foregoing budget shall be carried out with the revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. \_\_\_, 1989 with the use of portions of current balances in said funds, and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedules:

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ESTIMATE OF MISCELLANEOUS REVENUE IPTC GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Bank, Building and Loan Tax	37,368	100,036
002 License Excise Tax	151,341	430,915
ALL OTHER REVENUE:		
Federal Capital	7,971,001	0
Federal Operating	4,275,856	4,275,856
State Payments PMTF	990,825	4,741,594
Operating Revenue	3,805,817	7,999,500
Interest on Investments	29,157	50,000
Miscellaneous Revenue	34,164	90,000
Contracts To Excluded Areas	69,645	94,624
Total Columns A and B	17,365,174	17,782,525

ESTIMATE OF MISCELLANEOUS REVENUE IPTC BOND FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Bank, Building and Loan Tax	22,550	48,271
002 License Excise Tax	91,330	218,336
Interest on Investments	22,746	27,500
Contracts To Excluded Areas	44,483	58,827
Total Columns A and B	181,109	352,934

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Indianapolis Public Transportation General  
NET ASSESSED VALUATION \$4,449,762,460

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR		
1. Total budget estimate for incoming year	21,777,961	21,357,961
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unextended	10,790,492	10,790,492
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	7,882,182	7,882,182
4. Outstanding temp. loans to be paid not included in lines 2 or 3	200,000	200,000
5. Total funds required (add lines 1, 2, 3 and 4)	40,650,635	40,230,635
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	514,397	514,397
7. Taxes to be collected, present year (Dec. Settlement)	1,458,054	1,458,054
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	17,365,174	17,365,174
B. Total-Jan. 1 to Dec. 31, incoming year	17,782,525	17,782,525

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9. Total Funds (add lines 6,7,8A and 8B)	37,120,150	36,700,150
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	3,530,485	3,110,485
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	3,530,485	3,110,485
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	3,530,485	3,110,485
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	3,530,485	3,110,485
 Net Tax Rate on each One Hundred Dollars of Taxable Property	 .0793	 .0699

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND IPTC Bond Sinking

NET ASSESSED VALUATION \$4,449,762,460

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	2,160,938	2,160,938
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	1,509,469	1,509,469
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year		
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	3,670,407	3,670,407
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	438,526	438,526
7. Taxes to be collected, present year (Dec. Settlement)	879,896	879,896
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	181,109	181,109
B. Total-Jan. 1 to Dec. 31, incoming year	352,934	352,934
9. Total Funds (add lines 6,7,8A and 8B)	1,852,465	1,852,465
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	1,817,942	1,817,942
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	1,817,942	1,817,942
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	1,817,942	1,817,942
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	1,817,942	1,817,942
 Net Tax Rate on each One Hundred Dollars of Taxable Property	 .0409	 .0409

SECTION 5. The City-County Budget for 1990 (Proposal No. 418, 1989) be amended by inserting in Section 7.04 thereof the tax rates approved herein, namely:



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(a) In subsection (c) the rate of "six and ninety-nine hundredths cents (\$.0699)", and

(b) In subsection (d) the rate of "four and nine hundredths cents (\$.0409)".

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1990, after passage by the City-County Council.

PROPOSAL NO. 453, 1989. Councillor Clark reported that the Municipal Corporations Committee heard Proposal No. 453, 1989, on August 18, 1989. The proposal reviews, modifies, and approves the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Rhodes moved to amend Proposal No. 453, 1989, by substituting the revised proposal as distributed to delete the 18 cent increase.

Councillor Golc stated that he could not support the amendment. He indicated that Wishard and also the indigent care desperately need the money that is asked for. He stated that the Council should be aware of the help that is needed by the Health and Hospital Corporation.

Councillor Shaw expressed that he is very much against Marion County having to pay for all the doctors that are trained at Wishard, who will go to other areas of the state (or wherever) to begin their practice.

Councillor Williams indicated that while everyone is waiting around asking who will pay for the training of the doctors, the public is the ones who will be suffering for it.

Councillor Ruhmkorff indicated that she cannot support the amendment. She stated that no one questioned the arts or public services when they both received large increases, and she did not believe it was fair for health and hospital, because she believes they too need the money.

Councillor Coughenour asked why the state cannot help pay their share of the training of the doctors. Councillor West indicated that Wishard is not eligible for "hospital care/indigent" help.

Proposal No. 453, 1989 was amended by voice vote.

The President called for public testimony at 9:21 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor McGrath, for adoption. Proposal No. 453, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Hawkins, Holmes, Howard, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

4 NAYS: *Boyd, Golc, Irvin, Jones*

3 NOT VOTING: *Cottingham, Gilmer, Mukes-Gaither*

Proposal No. 453, 1989, was retitled GENERAL RESOLUTION NO. 17, 1989, and reads as follows:

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CITY-COUNTY GENERAL RESOLUTION NO. 17, 1989

A GENERAL RESOLUTION reviewing, modifying and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana, and establishing the appropriations for the purpose of defraying the expenses and all outstanding claims and obligations of the said Municipal Corporation for the fiscal year beginning January 1, 1990, and ending December 31, 1990, and fixing a time when this resolution shall take effect.

WHEREAS, IC 36-3-6-9 empowers the City-County Council to review and modify the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, established pursuant to IC 16-12-21; and,

WHEREAS, the City-County Council has reviewed said budget and has determined that the same should be modified and approved as stated herein; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The operating budget for the expenses of the Health and Hospital Corporation of Marion County, Indiana, and its departments, division and officials, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, is hereby modified so that only the following sums of money are approved and appropriated out of the funds herein named and for the purposes herein specified subject to the laws governing the same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year.

SECTION 2. For said fiscal year there is hereby appropriated out of the "General Fund" of said Health and Hospital Corporation the sums as hereinafter appear in this section for the purposes herein named.

HEALTH AND HOSPITAL CORPORATION  
BUDGET FOR 1990

ADMINISTRATIVE STAFF

1. Personal Services	\$1,390,000
2. Supplies	94,000
3. Other Services & Charges	3,062,000
4. Capital Outlay	<u>77,000</u>
TOTAL	\$4,623,000

DIVISION OF PUBLIC HEALTH

1. Personal Services	\$12,300,000
2. Supplies	1,150,000
3. Other Services & Charges	3,000,000
4. Capital Outlay	<u>180,000</u>
TOTAL	\$16,630,000

DIVISION OF PUBLIC HOSPITALS  
WILLIAM N. WISHARD MEMORIAL HOSPITAL

1. Personal Services	\$ 67,593,000
2. Supplies	19,000,000
3. Other Services & Charges	23,013,006
4. Capital Outlay	<u>779,000</u>
TOTAL	\$110,385,000

GRAND TOTAL ALL DIVISIONS \$131,638,000

SECTION 3. That for said fiscal year there is hereby appropriated out of the "Bond Retirement Fund" the following:

3. Other Services & Charges	<u>\$5,900,634</u>
TOTAL	\$5,900,634

SECTION 4. That the foregoing budget shall be carried out with the revenues from taxation provided from the several tax levies as modified and fixed in City-County Fiscal Ordinance No. \_\_\_, 1989 with the use of portions of current balances in said funds and the receipts of miscellaneous revenues from all other sources, the means of financing thereof be computed in accordance with the following schedules:

ESTIMATE OF MISCELLANEOUS REVENUE HEALTH AND HOSPITAL GENERAL FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

September 25, 1989

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES		
001 Bank, Building and Loan Tax	511,690	1,139,673
002 License Excise Tax	2,440,074	5,434,711
003 Certified Shares (C.O.I.T.)	0	0
004 Property Tax Repl. Cr.	0	0
Mental Health Taxes	353,476	985,000
ALL OTHER REVENUE:		
Wishard Patient Receipts	29,566,060	65,121,000
Wishard Grant Receipts	3,647,579	6,734,000
Wishard Non-Patient Receipts	2,795,745	5,666,000
Public Health Receipts	455,349	1,877,000
Public Health DCS Grant	158,937	390,000
Admin. Staff Receipts	50,000	65,000
Total Columns A and B	\$39,978,910	\$87,412,384

ESTIMATE OF MISCELLANEOUS REVENUE BOND FUND  
FROM SOURCES OTHER THAN GENERAL PROPERTY TAXES

ESTIMATED AMOUNTS TO BE RECEIVED

	-A- July 1, 1989 to Dec. 31, 1989	-B- Jan. 1, 1990 to Dec. 31, 1990
SPECIAL TAXES -TOTAL	263,611	569,338
ALL OTHER REVENUE - TOTAL	95,000	70,000
Total Columns A and B	358,611	639,338

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Health and Hospital General  
NET ASSESSED VALUATION \$4,747,135,940

	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR		
1. Total budget estimate for incoming year	139,947,800*	131,638,000
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	71,150,423	71,150,423
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	0	0
4. Outstanding temp. loans to be paid not included in lines 2 or 3		
5. Total funds required (add lines 1, 2, 3 and 4)	211,098,223	202,788,423
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	8,361,870	8,361,870
7. Taxes to be collected, present year (Dec. Settlement)	21,378,784	21,378,784
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	39,978,910	39,978,910
B. Total-Jan. 1 to Dec. 31, incoming year	87,412,384	87,412,384
9. Total Funds (add lines 6,7,8A and 8B)	157,131,948	157,131,948
10. Net amount to be raised for expenses to		

*Journal of City-County Council*

Dec. 31 of incoming year (deduct line 9 from line 5)	53,966,275	45,656,475
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	0	0
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from	53,966,275	45,656,475
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	53,966,275	45,656,475
Net Tax Rate on each One Hundred Dollars of Taxable Property	1.0748	.9618

\*Note: Excess Levy included: \$8,310,434

ESTIMATE OF FUNDS TO BE RAISED AND PROPOSED TAX RATES

FUND Health and Hospital Bond  
NET ASSESSED VALUATION \$4,747,135,940

FUNDS REQUIRED FOR EXPENSES TO DECEMBER 31st OF INCOMING YEAR	PUBLISHED BUDGET	CITY-COUNTY COUNCIL
1. Total budget estimate for incoming year	9,299,634	5,900,634
2. Necessary expend., July 1 to Dec. 31 of present year, to be made from approp. unexpended	3,629,606	3,629,606
3. Additional approp. necessary to be made July 1 to Dec. 31 of present year	0	0
4. Outstanding temp. loans to be paid not included in lines 2 or 3	0	0
5. Total funds required (add lines 1, 2, 3 and 4)	12,929,241	9,530,240
FUNDS ON HAND AND TO BE RECEIVED FROM SOURCES OTHER THAN PROPOSED TAX LEVY:		
6. Actual balance, June 30 of present year	1,707,565	1,707,565
7. Taxes to be collected, present year (Dec. Settlement)	1,909,862	1,909,862
8. Misc. revenue to be received July 1 of present year to Dec. 31 of incoming year (schedule on file):		
A. Total-July 1 to Dec. 31, present year	518,611	358,611
B. Total-Jan. 1 to Dec. 31, incoming year	2,401,518	639,338
9. Total Funds (add lines 6,7,8A and 8B)	6,537,556	4,615,376
10. Net amount to be raised for expenses to Dec. 31 of incoming year (deduct line 9 from line 5)	6,391,685	4,914,864
11. Operating balance (not in excess of expenses Jan. 1 to June 30, less misc. revenue for same period)		
12. Amount to be raised by tax levy (add lines 10 and 11)	6,391,685	4,914,864
13. Property Tax Replacement Credit from Local Option Tax		
14. NET AMOUNT TO BE RAISED BY TAX LEVY (deduct line 13 from 12)	6,391,685	4,914,864
15. Levy Excess Fund Applied to Current Budget		
16. Net Amount to be Raised	6,391,685	4,914,864
Net Tax Rate on each One Hundred Dollars of Taxable Property	.1273	.1035

SECTION 5. The City-County Budget for 1990 (Proposal No. 418, 1989) be amended by inserting in Section 7.04 thereof the tax rates approved herein, namely:



September 25, 1989

- (a) In subsection (e) the rate of "ninety-six and eighteen hundredths cents (\$.9618)", and
- (b) In subsection (f) the rate of "ten and thirty-five hundredths cents (\$.1035)".

SECTION 6. This resolution shall be in full force and effect beginning January 1, 1990, after passage by the City-County Council and approval by the State Tax Boards as required by law.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 446, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 446, 1989, on September 20, 1989. The proposal appropriates \$1,000,000 for the County Auditor for expenditure in connection with negotiation and renovation of a jail annex facility. By a 6-0-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 446, 1989, was adopted on the following roll call vote; viz:

*20 YEAS: Borst, Boyd, Coughenour, Curry, Dowden, Dumil, Giffin, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*  
*1 NAY: Holmes*  
*8 NOT VOTING: Brooks, Clark, Cottingham, Gilmer, Golc, Mukes-Gaither, Rhodes, Williams*

Proposal No. 446, 1989, was retitled FISCAL ORDINANCE NO. 89, 1989, and reads as follows:

#### CITY-COUNTY FISCAL ORDINANCE NO. 89, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Dollars (\$1,000,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the County Auditor negotiating to renovate a jail annex facility.

SECTION 2. The sum of One Million Dollars (\$1,000,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY AUDITOR</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	<u>\$1,000,000</u>
TOTAL INCREASE	\$1,000,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>COUNTY GENERAL FUND</u>
Unappropriated and Unencumbered	
County General Fund	<u>\$1,000,000</u>
TOTAL REDUCTION	\$1,000,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 450, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 450, 1989, on September 19, 1989. The

proposal appropriates \$3,800,000 of anticipated Section 108 loan proceeds for the Department of Metropolitan Development, Community Development Administration, to provide persons of low-moderate income with the opportunity to purchase an affordable home within goals set forth by the Housing Strategy Plan adopted by the City of Indianapolis. By a 5-0-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:32 p.m. There being no one present to testify, Councillor Borst moved, seconded by Councillor Williams, for adoption. Proposal No. 450, 1989, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Schneider, SerVaas, Solenberg, Strader, West, Williams

1 NAY: Durnil

6 NOT VOTING: Cottingham, Dowden, Gilmer, Mukes-Gaither, Ruhmkorff, Shaw

Proposal No. 450, 1989, was retitled FISCAL ORDINANCE NO. 90, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 90, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Million Eight Hundred Thousand Dollars (\$3,800,000) in the Community Services Fund for purposes of the Department of Metropolitan Development, Community Development Administration, and reducing the unappropriated and unencumbered balance in the Community Services Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Metropolitan Development, Community Development Administration, to provide persons of low-moderate income the opportunity to purchase a home through affordable mechanisms in meeting the goals and objective as set forth in the Housing Strategy Plan adopted by the City of Indianapolis, by use of Section 108 loan proceeds.

SECTION 2. The sum of Three Million Eight Hundred Thousand Dollars (\$3,800,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF METROPOLITAN DEVELOPMENT  
COMMUNITY DEVELOPMENT ADMINISTRATION

3. Other Services & Charges  
TOTAL INCREASE

COMMUNITY SERVICES FUND

\$3,800,000  
\$3,800,000

SECTION 4. The said additional appropriations are funded by the following reductions:

COMMUNITY SERVICES FUND

Unappropriated and Unencumbered  
Community Services Fund  
TOTAL REDUCTION

\$3,800,000  
\$3,800,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 456, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 456, 1989, on September 7, 1989. The proposal appropriates \$11,200 for the Department of Parks and Recreation, Eagle Creek Division, to provide a youth archery program financed from a Lilly Endowment Grant.

By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:33 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 456, 1989, was adopted on the following roll call vote; viz:

*17 YEAS: Boyd, Brooks, Coughenour, Curry, Durnil, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, SerVaas, Solenberg, Strader, West*

*0 NAYS*

*12 NOT VOTING: Borst, Clark, Cottingham, Dowden, Giffin, Gilmer, Hawkins, Mukes-Gaither, Rhodes, Schneider, Shaw, Williams*

Proposal No. 456, 1989, was retitled FISCAL ORDINANCE NO. 91, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 91, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eleven Thousand Two Hundred Dollars (\$11,200) in the Park General Fund for purposes of the Department of Parks and Recreation, Eagle Creek Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Eagle Creek Division, to provide a youth archery program, financed by a private grant.

SECTION 2. The sum of Eleven Thousand Two Hundred Dollars (\$11,200) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION

EAGLE CREEK DIVISION

1. Personal Services

2. Supplies

TOTAL INCREASE

PARK GENERAL FUND

\$ 4,200

7,000

\$11,200

SECTION 4. The said additional appropriations are funded by the following reductions:

PARK GENERAL FUND

Unappropriated and Unencumbered

Park General Fund

TOTAL REDUCTION

\$11,200

\$11,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 457, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 457, 1989, on September 7, 1989. The proposal appropriates \$18,800 of private grant proceeds for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to provide various youth sports programs. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:34 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 457, 1989, was adopted on the following roll call vote; viz:

23 YEAS: Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

6 NOT VOTING: Borst, Boyd, Cottingham, Gilmer, Mukes-Gaither, Rhodes

Proposal No. 457, 1989, was retitled FISCAL ORDINANCE NO. 92, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 92, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eighteen Thousand Eight Hundred Dollars (\$18,800) in the Park General Fund for purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, to provide various youth sports programs.

SECTION 2. The sum of Eighteen Thousand Eight Hundred Dollars (\$18,800) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>DEPARTMENT OF PARKS AND RECREATION</u> <u>RECREATION AND SPORTS FACILITIES DIVISION</u>	<u>PARK GENERAL FUND</u>
1. Personal Services	\$ 6,000
2. Supplies	10,800
4. Capital Outlay	<u>2,000</u>
TOTAL INCREASE	\$18,800

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>PARK GENERAL FUND</u>
Unappropriated and Unencumbered	
Park General Fund	\$18,800
TOTAL REDUCTION	\$18,800

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 458, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 458, 1989, on September 7, 1989. The proposal appropriates \$175,000 for the Department of Parks and Recreation, Administration Division, to continue improvement of the Fall Creek Corridor by addition of parking, bike trail, signage, landscaping, paths and boat launch. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:36 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 458, 1989, was adopted on the following roll call vote; viz:



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23 YEAS: Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

6 NOT VOTING: Borst, Boyd, Cottingham, Gilmer, Mukes-Gaither, Rhodes

Proposal No. 458, 1989, was retitled FISCAL ORDINANCE NO. 93, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 93, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seventy-five Thousand Dollars (\$175,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division and reducing the unappropriated and unencumbered balance in the Park General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Administration Division, to continue improvement of the Fall Creek Corridor by addition of parking, bike trail, signage, landscaping, paths and boat launch.

SECTION 2. The sum of One Hundred Seventy-five Thousand Dollars (\$175,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS AND RECREATION  
ADMINISTRATION DIVISION

4. Capital Outlay

TOTAL INCREASE

PARK GENERAL FUND

\$175,000

\$175,00

SECTION 4. The said additional appropriations are funded by the following reductions:

PARK GENERAL FUND

Unappropriated and Unencumbered

Park General Fund

TOTAL REDUCTION

\$175,000

\$175,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 461, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 461, 1989, on September 15, 1989. The proposal appropriates \$49,593 for the Department of Public Works, Administration Division, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:38 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 461, 1989, was adopted on the following roll call vote; viz:

20 YEAS: Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams

3 NAYS: Dumil, Moriarty, Strader

6 NOT VOTING: Borst, Cottingham, Gilmer, Mukes-Gaither, Rhodes, Schneider

Proposal No. 461, 1989, was retitled FISCAL ORDINANCE NO. 94, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 94, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty-nine Thousand Five Hundred Ninety-three Dollars (\$49,593) in the City General Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Administration Division, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee.

SECTION 2. The sum of Forty-nine Thousand Five Hundred Ninety-three Dollars (\$49,593) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS  
ADMINISTRATION DIVISION

1. Personal Services
2. Supplies
3. Other Services & Charges
4. Capital Outlay
- TOTAL INCREASE

CITY GENERAL FUND

\$20,943  
5,500  
350  
22,800  
\$49,593

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
City General Fund  
TOTAL REDUCTION

CITY GENERAL FUND

\$49,593  
\$49,593

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 463, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 463, 1989, on September 15, 1989. The proposal appropriates \$284,435 for the Department of Public Works, Office of the Director, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:39 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 463, 1989, was adopted on the following roll call vote; viz:

19 YEAS: Boyd, Brooks, Coughenour, Curry, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West  
3 NAYS: Dumil, Moriarty, Strader  
7 NOT VOTING: Borst, Clark, Cottingham, Dowden, Gilmer, Mukes-Gaither, Williams

Proposal No. 463, 1989, was retitled FISCAL ORDINANCE NO. 95, 1989, and reads as follows:

September 25, 1989

CITY-COUNTY FISCAL ORDINANCE NO. 95, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Eighty-four Thousand Four Hundred Thirty-five Dollars (\$284,435) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Office of the Director, to hire staff for the expansion of the Solid Waste Collection District and implementation of the Solid Waste Service Fee.

SECTION 2. The sum of Two Hundred Eighty-four Thousand Four Hundred Thirty-five Dollars (\$284,435) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS  
OFFICE OF THE DIRECTOR

1. Personal Services
2. Supplies
3. Other Services & Charges
4. Capital Outlay
- TOTAL INCREASE

SOLID WASTE DISPOSAL FUND

\$ 35,565  
2,890  
190,250  
55,730  
\$284,435

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Solid Waste Disposal Fund  
TOTAL REDUCTION

SOLID WASTE DISPOSAL FUND

\$284,435  
\$284,435

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 462, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 462, 1989, on September 15, 1989. The proposal transfers and appropriates \$1,500,000 for the Department of Public Works, Liquid Waste Processing Operations, to help pay for construction, rehabilitation, and upgrade of sanitary services and Northside Diversion Project. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:40 p.m. There being no one present to testify, Councillor Coughenour moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 462, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Brooks, Curry, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

7 NOT VOTING: *Borst, Clark, Cottingham, Coughenour, Dowden, Gilmer, Mukes-Gaither*

Proposal No. 462, 1989, was retitled FISCAL ORDINANCE NO. 96, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 96, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Five Hundred Thousand Dollars (\$1,500,000) in the Sanitation

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General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Works, Liquid Waste Processing Operations, to help pay for construction, rehabilitation, and upgrade of sanitary services and the Northside Diversion Project.

SECTION 2. The sum of One Million Five Hundred Thousand Dollars (\$1,500,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC WORKS	<u>LIQUID WASTE PROCESSING OPERATIONS</u>
<u>SANITATION GENERAL FUND</u>	
3. Other Services & Charges	<u>\$1,500,000</u>
TOTAL INCREASE	\$1,500,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>SANITATION GENERAL FUND</u>
Unappropriated and Unencumbered	
Sanitation General Fund	<u>\$1,500,000</u>
TOTAL REDUCTION	\$1,500,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 493, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 493, 1989, on September 20, 1989. The proposal appropriates \$11,500 for the Juvenile Detention Center to provide equipment for training, recreation, and recordkeeping. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 9:42 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 493, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Boyd, Brooks, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, Williams*

0 NAYS

7 NOT VOTING: *Borst, Clark, Cottingham, Coughenour, Gilmer, Mukes-Gaither, West*

Proposal No. 493, 1989, was retitled FISCAL ORDINANCE NO. 97, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 97, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eleven Thousand Five Hundred Dollars (\$11,500) in the State and Federal Grants Fund for purposes of the Juvenile Detention Center, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (kk) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and



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reductions hereinafter stated for purposes of the Juvenile Detention Center, to provide equipment for training, recreation, and recordkeeping.

SECTION 2. The sum of Eleven Thousand Five Hundred Dollars (\$11,500) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

JUVENILE DETENTION CENTER

4. Capital Outlay  
TOTAL INCREASE

STATE AND FEDERAL GRANTS FUND

\$11,500  
\$11,500

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANTS FUND

Unappropriated and Unencumbered  
State and Federal Grants Fund  
TOTAL REDUCTION

\$11,500  
\$11,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NOS. 394, 396 and 398, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee tabled Proposal Nos. 394, 396, and 398, 1989. PROPOSAL NO. 394, 1989, appropriates \$50,959 for the Presiding Judge of the Municipal Court, to staff the new court with one court reporter, one chief bailiff, three court bailiffs, and one public defender. PROPOSAL NO. 396, 1989, appropriates \$29,872 for the County Sheriff for additional correction officers to allow reassignment of Merit Deputies for a new evening session of Domestic Violence Court. PROPOSAL NO. 398, 1989, appropriates \$26,231 for the Prosecuting Attorney to pay salaries for one deputy prosecutor and two advocates for the new Domestic Violence Court recently established. On August 28, 1989, the proposals were postponed in Council until October 9, 1989. No action was taken on the proposals.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 391, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 391, 1989, on September 19, 1989. The proposal repeals licensing requirements for persons engaged in charitable solicitations (Article IV of Chapter 17 of the Code). By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Giffin, for adoption. Proposal No. 391, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Brooks, Clark, Coughenour, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

3 NAYS: *Boyd, Curry, Irvin,*

4 NOT VOTING: *Cottingham, Gilmer, Howard, Mukes-Gaither*

Proposal No. 391, 1989, was retitled GENERAL ORDINANCE NO. 70, 1989, and reads as follows:

**CITY-COUNTY GENERAL ORDINANCE NO. 70, 1989**

A GENERAL ORDINANCE repealing Article IV of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", dealing with the licensing of persons engaged in charitable solicitations.

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BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF  
THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Article IV of Chapter 17, Sec. 17-111 through Sec. 17-140, of the "Code of Indianapolis and Marion County, Indiana" (as adopted by G.O. No. 93, 1980, and G.O. No. 59, 1981) is hereby repealed in its entirety.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

ARTICLE IV. CHARITABLE SOLICITATIONS  
DIVISION 1. GENERALLY

Sec. 17-111. Definitions.

For the purposes of this article:

(a) Charity solicitation, or solicitation, is any oral or written request made directly or indirectly for money, credit, property, financial assistance, volunteer service or other thing of value (to be given now or on a deferred basis) on the plea, representation or implication that it will be used for charitable, patriotic, benevolent, educational, civic, fraternal or other philanthropic purposes. It does not mean an appeal conducted by a hospital, school or college, church, or fraternal, civic, professional or trade group if the appeal:

- (1) Is confined and directed exclusively to the organization's voting membership or alumni;
- (2) Is an invitation to voting membership (unless directed to the general public, with a contribution being the only requirement for membership); or
- (3) Is a request for support without any charitable purpose associated with the appeal.

Such solicitation shall be deemed to have taken place when the request is made, whether or not the person making the request received any contribution or makes any sale referred to in this section.

(b) Commission is the charity solicitations commission.

(c) Promoter is any individual, organization, trust, foundation, group, association, partnership, corporation, society or any combination of them, who for compensation, plans, promotes, conducts, manages, or carries on or attempts to plan, promote, conduct, manage or carry on any attempts to plan, promote, conduct, manage or carry on any drive or campaign for the purpose of engaging in charity solicitation on behalf of any other person or organization.

(d) Cost of solicitation is the difference between (1) the total sum received as a result of the solicitation, and (2) the amount which directly inures to the charity or to the charitable function of the organization licensed under this article, and such cost of solicitation shall include, but not be limited to, salaries or commissions to employees or independent contractors, telephone expense, printing expense, postage expense, delivery expense, office rent, utilities, supplies, typists, advertising, costs of entertainment, costs of performers, insurance, entertainment location expense, and amounts paid to persons, promoters, business agents, the license itself or any of its members, shareholders, director, officers or persons connected with the licensee. (G.O.93, 1980, 2)

Sec. 17-112. Charity solicitations commission.

(a) There is hereby created a charity solicitations commission which shall be composed of six (6) members who shall serve without remuneration for such services and who shall be appointed by the mayor. In each year two (2) of the commission members shall be appointed to serve for a term of three (3) years. Vacancies occurring in the commission shall be filled for the remaining term in the same manner as provided for in the original appointment. Members of the commission serving as such immediately prior to the effective date hereof shall continue to serve their respective terms as if appointed hereunder.

(b) Four (4) members of the commission shall constitute a quorum, and a quorum must vote in favor of all recommendations and findings of the commission.

(c) The commission may establish its own rules of procedure consistent with those required for administrative agencies. The commission shall hold its meetings and keep all its official records in space provided by the controller.

(d) The commission shall have such duties as established in this article as well as all powers reasonably necessary to perform those duties, including but not limited to the power to investigate matters concerning charity solicitations license applications. (G.O. 93, 1980, 2)

Secs. 17-113 -- 17-119. Reserved.

DIVISION 2. LICENSES

Sec. 17-120. Required.

It shall be unlawful for any person to engage in any charity solicitation without first obtaining a license therefor from the controller. (G.O. 93, 1980, 3)

Sec. 17-121. Application for license.

(a) All applications for charity solicitations licenses shall be made to the controller by the organization whose charitable function is to benefit from the solicitation, on the forms prescribed by the controller. The application shall call for the following information:

- (1) The name and address of the organization applying for a license;
- (2) The names and addresses of its principal officers;
- (3) Such information as may be necessary to describe the character of the organization under whose auspices the solicitation will be conducted, including information as to the corporate, financial, organizational and civic nature and type of the organization;
- (4) The names and addresses of any other organizations or associations with which the applicant may be affiliated;
- (5) The purpose for which such solicitation is to be made;
- (6) The gross amount of funds proposed to be collected;
- (7) The use or disposition to be made of any receipts therefrom;
- (8) The name and address of the person who will be connected with or in charge of organizing, conducting, managing, supervising or promoting the solicitation;
- (9) The name of the person by whom the receipts or funds of such solicitation will be handled or disbursed;
- (10) A full and complete description of the method or methods to be used in conducting the solicitation;
- (11) The time when such solicitations will be made, giving the proposed dates for the beginning and ending of such solicitation;
- (12) An itemized statement of the proposed cost of solicitation, including the amount of any wages, fees, commissions, expenses, costs or emoluments proposed to be expended or paid to or for all persons in connection with such solicitation, together with the manner in which the same are to be expended or paid and the names of the several persons who are to be so paid, with the amount to be paid each such person;
- (13) A financial statement which includes a balance sheet and income expenses statement, for the last preceding fiscal year, or any lesser period if not existing that long, showing all funds solicited for any purpose by the organization or persons seeking a license, which statement shall give the amount of money raised, together with the cost of raising it and final distribution thereof; and,
- (14) A statement to the effect that if a license is granted, it will not be used or represented in any way as to endorsement by the City, or by any department or officer thereof.

(b) Further, if the applicant intends to use or uses a promoter or business agent, and the promoter or agent is to receive any payment or benefit for such services out of the contributions, such facts shall be set forth in a written contract or agreement between the organization and the promoter or agent, and a copy of such contract or agreement shall be attached to and filed with the license application. (G.O. 92, 1980, 3)

Sec. 17-122. Consideration of application.

(a) Upon receipt of an application for a license required by this division, the controller shall refer the application to the charity solicitations commission. The commission then shall investigate the matters which concern the application, and conduct a hearing on the application where the applicant or the applicant's representatives may appear.

(b) Before it may approve the application, the commission shall find all the following to be true:

- (1) All of the statements in the application are true.
- (2) The applicant organization is conducted in an honest, businesslike manner, and it has not engaged in any fraudulent or unlawful transaction.
- (3) The applicant will maintain an accepted system of accounting and will maintain accurate records of all funds received and disbursed, which will be made available to the controller.
- (4) None of the funds of the applicant are on loan to any of its members, agents or employees.
- (5) The solicitation will not use a charitable appeal for any purpose other than that which it has expressed, and the conduct of the solicitation will not be deceptive or misleading in any way.
- (6) In the event the solicitation is to be conducted by means of receptacles maintained in public locations, each receptacle shall have plainly marked thereon the name and address of the sponsoring organization and all receptacles will be sealed and handled in such a manner that their contents will properly be accounted for.



(c) Further before approving the application, the commission shall make a specific finding that the cost of solicitation is reasonable. If it appears from the investigation of the information on the application, that the proposed cost of solicitation is less than thirty-five (35) per cent of the gross amount expected to be collected, there shall be a presumption that such cost is reasonable, and the commission shall not recommend denial of the application on this basis.

(d) If the proposed cost of solicitation is greater than thirty-five (35) per cent of the gross amount expected to be collected, there shall be a presumption that the cost is unreasonable, and the applicant may present evidence to the commission to overcome this presumption. To determine the reasonableness of any cost of solicitation which exceeds thirty-five (35) per cent of the gross amount to be collected, the commission shall consider any evidence presented at the hearing, as well as the following:

- (1) The length of time the charitable organization has been in existence;
- (2) Its purposes and programs;
- (3) Its selection of fund-raising methods;
- (4) Acts of God or other unforeseeable circumstances;
- (5) Its estimates of fund-raising costs and monies and property to be raised or received during the immediately succeeding twenty-four-month period, and its reasons therefor, including any program for reducing its annual fund-raising costs;
- (6) The fair market value of goods and services; and
- (7) Other information brought to the attention of the commission.

If the presumption of unreasonableness is not overcome, the commission shall recommend denial of the application.

(e) If the presumption of unreasonableness is overcome and the cost of solicitation exceeds fifty (50) per cent of the gross amount to be collected, the commission shall recommend approval of the application, and shall recommend that each license, or each solicitor or agent representing a licensee under this article, be required to provide information regarding the cost of solicitation to each prospective contributor. (G.O. 32, 1980, 3; G.O. 59, 1981, 1)

**Sec. 17-123. Issuance of license; fee.**

Except as provided in section 17-124, upon the recommendation of approval and certification of the required findings by the commission to the controller, the controller shall issue a license under this article after receiving payment of the license fee of twenty-five dollars (\$25.00). Upon the recommendation by the commission, the controller shall issue a license subject to the requirement that information regarding the cost of solicitation be provided to each person or group of persons solicited. (G.O. 93, 1980, 3)

**Sec. 17-124. Refusal to issue license.**

(a) If the controller refuses to issue a license even though the commission has recommended approval of the license application, the reasons for the refusal shall be stated in writing and the application shall be remanded to the commission for further investigation.

(b) If the controller refuses to issue a license based upon a recommendation by the commission that the application be denied, or if the controller fails to issue a license after the application has been remanded and the commission for the second time recommends approval of the application, the controller shall advise the applicant in writing of the refusal and the reasons therefor.

(c) The applicant may then appeal the decision of the controller to the license review board, pursuant to the ordinances which regulate such appeals. (G.O. 93, 1980, 3)

**Sec. 17-125. License duration, transferability and revocation.**

(a) The term of a charity solicitation license issued pursuant to this article shall be for a period of twelve (12) months from the date of issue, provided that the term of a licensee using a promotor or business agent shall be for a period of three (3) months from the date of issue, and may in the discretion of the controller be renewed for one like period upon the payment of a renewal fee of twenty-five dollars (\$25.00).

(b) No charity solicitation license shall be transferable.

(c) A charity solicitation license may be suspended or revoked pursuant to the conditions and procedure established by section 17-49 of this Code. (G.O. 93, 1980, 3; G.O. 59, 1981, 1)

PROPOSAL NOS. 404, 405, 407, and 408, 1989. In Councillor Gilmer's absence, Councillor McGrath reported that the Transportation Committee heard Proposal Nos.



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404, 405, 407, and 408, 1989, on September 6, 1989. PROPOSAL NO. 404, 1989, amends the Code by authorizing parking restrictions on specified segments of Maryland Street and Capitol Avenue. PROPOSAL NO. 405, 1989, amends the Code by authorizing a segment of 26th Street to become one-way and by authorizing parking restrictions on designated segments of Illinois Street. PROPOSAL NO. 407, 1989, amends the Code by authorizing the reversal of the preferential street at the intersection of Tacoma Avenue and 28th Street. PROPOSAL NO. 408, 1989, amends the Code by authorizing parking restrictions on segments of Alabama Street. By 6-0 votes, the Committee reported Proposals Nos. 405, 407, and 408, to the Council with the recommendation that they do pass, and Proposal No. 404, with the recommendation that it do pass as amended. Councillor McGrath moved, seconded by Councillor Curry, for adoption. Proposal Nos. 404, 405, 407, and 408, 1989, were adopted on the following roll call vote; viz:

*24 YEAS: Borst, Brooks, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Boyd, Clark, Cottingham, Gilmer, Mukes-Gaither*

Proposal No. 404, 1989, As Amended, was retitled GENERAL ORDINANCE NO. 71, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 71, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, and Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Capitol Avenue, on the east side, from  
Washington Street to McCarty Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Maryland Street, on the north side, from a point 270 feet  
west of Capitol Avenue to a point 416 feet west of Capitol Avenue;

Capitol Avenue, on the east side, from Washington Street  
to a point 204 feet south of Washington Street;

Capitol Avenue, on the east side, from a point 291 feet  
south of Washington Street to McCarty Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAY AND SUNDAY

From 6:00 a.m. to 9:00 a.m. and  
from 3:00 p.m. to 6:00 p.m.

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Capitol Avenue, on the east side, from a point 204 feet south  
south of Washington Street to a point 291 feet south of Washington Street;

Maryland Street, on the north side, from a point 270 feet  
west of Capitol Avenue to a Illinois Street.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 405, 1989, was retitled GENERAL ORDINANCE NO. 72, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 72, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, and Section 29-166, One-way streets and alleys designated.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Illinois Street, on the east side, from  
Fall Creek Parkway to 26th Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

From 4:00 p.m. to 6:00 p.m.

Illinois Street, on the east side, from  
26th Street to 30th Street;

Illinois Street, on the west side, from  
Fall Creek Parkway to 30th Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-166, One-way streets and alleys designated, be, and the same is hereby amended by the addition of the following, to wit:

EASTBOUND

26th Street, from Capitol Avenue  
to Illinois Street.

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Illinois Street, on both sides, from  
Fall Creek Parkway to 28th Street.

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

From 4:00 p.m. to 6:00 p.m.

Illinois Street, on both sides, from  
28th Street to 30th Street.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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Proposal No. 407, 1989, was retitled GENERAL ORDINANCE NO. 73, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 73, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 15	Tacoma Av & 28th St	Tacoma Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
18, Pg. 15	Tacoma Av & 28th St	28th St	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 408, 1989, was retitled GENERAL ORDINANCE NO. 74, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 74, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Alabama Street, on the west side, from a point 50 feet south  
of St. Joseph Street to a point 70 feet north of St. Joseph Street;

Alabama Street, on the east side, from a point 70 feet south  
of St. Joseph Street to a point 50 feet north of St. Joseph Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 406, 1989. In Councillor Gilmer's absence, Councillor McGrath reported that the Transportation Committee heard Proposal No. 406, 1989, on September 6, 1989. The proposal amends the Code by authorizing intersection controls in the Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that the proposal be stricken. Councillor McGrath moved, seconded by Councillor Curry, to strike the proposal. Proposal No. 406, 1989, was stricken by consent.

PROPOSAL NO. 445, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 445, 1989, on September 19, 1989. The proposal

amends Division 2 of Chapter 17, of the Code, dealing with the composition and operation of the license review board. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 445, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Holmes, Howard, Irvin, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
0 NAYS  
7 NOT VOTING: *Brooks, Cottingham, Gilmer, Golc, Hawkins, Jones, Mukes-Gaither*

Proposal No. 445, 1989, was retitled GENERAL ORDINANCE NO. 75, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 75, 1989

A GENERAL ORDINANCE amending Division 2 of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", dealing with the composition and operation of the license review board.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Division 2 of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", is hereby amended to read as follows:

DIVISION 2. LICENSE REVIEW BOARD

Sec. 17-63. Created; composition; appointment of members.

There is hereby created the license review board, referred to in this division as the "board," which shall be composed of ~~nine (9)~~ three (3) members. ~~who shall be divided into three (3) panels of three (3) members each and shall be designated panel 1, panel 2, and panel 3.~~ With respect to the matters presented, ~~each panel the board shall act as a license review board and~~ shall have jurisdiction throughout the consolidated city and county. The members of the board shall be appointed by the mayor and shall serve at his pleasure; no members of the board shall otherwise be employed by the city or county.

Sec. 17-64. ~~Chairmen~~ Chairperson.

The members ~~of each panel~~ of the board shall annually elect a ~~chairman~~ chairperson ~~for the panel, who may succeed himself be re-elected.~~ The ~~three (3) chairmen of the panels shall annually elect a chairman of the board, who may succeed himself.~~ Presiding chairman shall have the authority to assign and transact appeals to and between review board panels.

Sec. 17-65. Compensation of members.

Members of the board shall receive no compensation for their services as such.

Sec. 17-66. Meetings.

(a) The ~~presiding chairman~~ chairperson of the board shall call ~~a~~ meetings of the board ~~as required by Sec. 17-68(b) to hear appeals and otherwise as needed, but at least annually by January 31 each year in order to elect a board chairperson annually at which time the board shall determine the monthly meeting dates, for a panel of the board. The board shall also determine a schedule which will provide for a panel of the board to meet each month on a rotating basis.~~

(b) ~~The city controller may call special meetings of the board as needed.~~

Sec. 17-67. Quorum.

Two (2) members ~~of a panel~~ shall constitute a quorum ~~for a panel and five (5) members of the board shall constitute a quorum for the board.~~ A quorum must vote in favor of all decisions ~~of a panel or the board.~~



Sec. 17-68. Appeals to the board.

(a) Whenever a licensee or applicant for a license wishes to appeal any decision of the controller refusing to issue or renew a license or suspending or revoking a license, he shall first appeal to the board. In order to appeal to the board he shall send a written notice of his interest to appeal to the controller, by registered mail with return receipt requested, or by personal service with a signed receipt. The notice to the controller must be received by him within twenty (20) days of the date of issuance of the decision from which the appeal is being made.

(b) Upon receipt of the notice of appeal served pursuant to subsection (a), the controller shall notify the ~~presiding chairman~~ chairperson of the review board who shall set a hearing and shall notify the licensee or applicant and the controller of the hearing date, time, and place at least five (5) working days prior to the hearing. ~~who shall assign the appeal to a review board panel.~~

(c) All hearings shall be conducted by the ~~chairman~~ chairperson of a panel in the manner prescribed by the Administrative Adjudication Act, ~~I.C. 4-22-1-1 through 4-22-1-80.~~ (I.C. 4-21.5-3-1 through 4-21.5-3-37). and the decision of the board hereunder shall be subject to judicial review as provided in that act.

(d) The controller or some person appointed by him shall present evidence at the hearing which supports the controller's decision causing the appeal to be taken.

(e) The decision of the board on an appeal under this section shall be final, and the decision, together with the reasons therefor, shall be delivered in writing within thirty (30) working days from the close of the hearing to the person taking the appeal and a certified copy shall be delivered to the controller who shall keep all decisions on file in his office. All decisions shall become effective upon delivery to the controller.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 447, 1989. In Councillor Cottingham's absence Councillor Holmes reported that the County and Townships Committee heard Proposal No. 447, 1989, on September 19, 1989. The proposal transfers and appropriates \$120,000 for the Information Services Agency to pay for increased hardware and software maintenance cost associated with acquisition of a second CPU. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Holmes moved, seconded by Councillor Golc, for adoption. Proposal No. 447, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*6 NOT VOTING: Cottingham, Giffin, Gilmer, McGrath, Mukes-Gaither, Schneider*

Proposal No. 447, 1989, was retitled FISCAL ORDINANCE NO. 98, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 98, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Twenty Thousand Dollars (\$120,000) in the County General for purposes of the Information Services Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (k) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Information Services Agency to pay for increased hardware and software maintenance cost associated with acquisition of a second CPU.

SECTION 2. The sum of One Hundred Twenty Thousand Dollars (\$120,000), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

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SECTION 3. The following increased appropriation is hereby approved:

<u>INFORMATION SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$120,000
TOTAL INCREASE	\$120,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>INFORMATION SERVICES AGENCY</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$ 45,000
4. Capital Outlay	75,000
TOTAL REDUCTION	\$120,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 448, 1989. In Councillor Cottingham's absence Councillor Holmes reported that the County and Townships Committee heard Proposal No. 448, 1989, on September 19, 1989. The proposal transfers and appropriates \$2,200 for the Lawrence Township Assessor to cover unexpected expenses in the office supply account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Holmes moved, seconded by Councillor Rhodes, for adoption. Proposal No. 448, 1989, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

4 NOT VOTING: Cottingham, Gilmer, McGrath, Mukes-Gaither

Proposal No. 448, 1989, was retitled FISCAL ORDINANCE NO. 99, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 99, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Thousand Two Hundred Dollars (\$2,200) in the County General Fund for purposes of the Lawrence Township Assessor and reducing certain other appropriations for that Township.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (q) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Lawrence Township Assessor to cover unexpected expenses in the office supply account.

SECTION 2. The sum of Two Thousand Two Hundred Dollars (\$2,200), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>LAWRENCE TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$2,200
TOTAL INCREASE	\$2,200

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>LAWRENCE TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$2,200
TOTAL REDUCTION	\$2,200

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

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PROPOSAL NO. 449, 1989. In Councillor Cottingham's absence Councillor Holmes reported that the County and Townships Committee heard Proposal No. 449, 1989, on September 19, 1989. The proposal transfers and appropriates \$1,500 for the Perry Township Assessor to cover costs of additional labels and forms within the supply account. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Holmes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 449, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Clark, Cottingham, Gilmer, McGrath, Mukes-Gaither*

Proposal No. 449, 1989, was retitled FISCAL ORDINANCE NO. 100, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 100, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the County General Fund for purposes of the Perry Township Assessor and reducing certain other appropriations for that Township.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (r) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Perry Township Assessor to cover costs of additional labels and forms within the supply account.

SECTION 2. The sum of One Thousand Five Hundred Dollars (\$1,500), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PERRY TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$1,500
TOTAL INCREASE	\$1,500

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>PERRY TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$1,500
TOTAL REDUCTION	\$1,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 459, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 459, 1989, on September 20, 1989. The proposal transfers and appropriates \$1,500 for the Superior Court, Criminal Division, Probation Department, to pay for additional supplies needed to make new capital expenditure purchases operational. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 459, 1989, was adopted on the following roll call vote; viz:

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21 YEAS: Borst, Boyd, Brooks, Coughenour, Curry, Dumil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams  
0 NAYS

8 NOT VOTING: Clark, Cottingham, Dowden, Giffin, Gilmer, McGrath, Mukes-Gaither, Schneider

Proposal No. 459, 1989, was retitled FISCAL ORDINANCE NO. 101, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 101, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the Adult Probation Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing certain other appropriations for Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (II) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Superior Court, Criminal Division, Probation Department, to provide additional supplies needed to make new capital expenditure purchases operational.

SECTION 2. The sum of One Thousand Five Hundred Dollars (\$1,500), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT	
<u>CRIMINAL DIVISION, PROBATION DEPT.</u>	<u>ADULT PROBATION FUND</u>
2. Supplies	\$1,500
TOTAL INCREASE	\$1,500

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT	
<u>CRIMINAL DIVISION, PROBATION DEPT.</u>	<u>ADULT PROBATION FUND</u>
4. Capital Outlay	\$1,500
TOTAL REDUCTION	\$1,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

The President recessed the City-County Council for purposes of convening the Fire Special Service District and Solid Waste Collection Special Service District at 9:54 p.m.

SPECIAL SERVICE DISTRICT COUNCILS

A. FIRE SPECIAL SERVICE DISTRICT

SPECIAL ORDERS - PUBLIC HEARING

A quorum being present, the President called the Fire Special Service District Council to order at 9:54 p.m.

PROPOSAL NO. 460, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 460, 1989, on September 20, 1989. The proposal appropriates \$232,484 for the Department of Public Safety, Fire Division, to fund salaries of authorized personnel and to cover underfunding in the 1989 budget. By a 7-1 vote, the Committee reported the proposal to the Council with the recommen-



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dition that it do pass. Councillor Dowden moved, seconded by Councillor Hawkins, for adoption. Proposal No. 460, 1989, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Boyd, Brooks, Coughenour, Dowden, Durnil, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

1 NAY: Curry

6 NOT VOTING: Clark, Cottingham, Giffin, Gilmer, McGrath, Mukes-Gaither

Proposal No. 460, 1989, was retitled FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989, and reads as follows:

FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989

A FIRE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Fire Special Service District Annual Budget for 1989 (Fire Special Service District Fiscal Ordinance No. 1, 1988) appropriating an additional Two Hundred Thirty-two Thousand Four Hundred Eighty-four Dollars (\$232,484) in the Fire Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Fire Service District Fund.

BE IT ORDAINED BY THE FIRE SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Fire Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for the purposes of the Department of Public Safety, Fire Division, to fund salaries of authorized personnel and to cover underfunding in the 1989 budget.

SECTION 2. The sum of Two Hundred Thirty-two Thousand Four Hundred Eighty-four Dollars (\$232,484), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PUBLIC SAFETY

FIRE DIVISION

1. Personal Services

TOTAL INCREASE

FIRE SERVICE DISTRICT FUND

\$232,484

\$232,484

SECTION 4. The said additional appropriations are funded by the following reductions:

FIRE SERVICE DISTRICT FUND

Unappropriated and Unencumbered

Fire Service District Fund

TOTAL REDUCTION

\$232,484

\$232,484

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**B. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT**

**SPECIAL ORDERS - PUBLIC HEARING**

A quorum being present, the President called the Solid Waste Collection Special Service District Council to order at 9:55 p.m.

PROPOSAL NO. 464, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 464, 1989, on September 15, 1989. The proposal appropriates \$27,829 for the Department of Public Works, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee. By a 5-0 vote, the Committee reported the proposal to the Council with the recommen-

dation that it do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 464, 1989, was adopted on the following roll call vote; viz:

20 YEAS: Borst, Brooks, Clark, Coughenour, Curry, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams

3 NAYS: Dumil, Moriarty, Strader

6 NOT VOTING: Boyd, Cottingham, Dowden, Gilmer, McGrath, Mukes-Gaither

Proposal No. 464, 1989, was retitled SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989, and reads as follows:

SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE NO. 2, 1989

A SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE amending the Solid Waste Collection Special Service District Annual Budget for 1989 (Solid Waste Collection Special Service District Fiscal Ordinance No. 2, 1988) appropriating an additional Twenty-seven Thousand Eight Hundred Twenty-nine Dollars (\$27,829) in the Solid Waste Collection Service District Fund for purposes of the Department of Public Works and reducing the unappropriated and unencumbered balance in the Solid Waste Collection Service District Fund.

BE IT ORDAINED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the Solid Waste Collection Special Service District Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works to hire staff for the expansion of the Solid Waste Collection District and implementation of the Solid Waste Service Fee.

SECTION 2. The sum of Twenty-seven Thousand Eight Hundred Twenty-nine Dollars (\$27,829) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

SOLID WASTE COLLECTION  
DEPARTMENT OF PUBLIC WORKS

1. Personal Services  
TOTAL INCREASE

SERVICE DISTRICT FUND

\$27,829  
\$27,829

SECTION 4. The said additional appropriations are funded by the following reductions:

SOLID WASTE COLLECTION  
SERVICE DISTRICT FUND

Unappropriated and Unencumbered  
Solid Waste Collection Service District Fund  
TOTAL REDUCTION

\$27,829  
\$27,829

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Solid Waste Collection Special Service District Council, the President reconvened the City-County Council at 9:57 p.m.

NEW BUSINESS

President SerVaas stated that the Council staff has begun preparing next year's calendar of meetings, and asked that the Councillors submit their recommendations as soon as possible. The draft should be completed in October and finalized in November.

September 25, 1989

### ANNOUNCEMENTS AND ADJOURNMENT

There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:57 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 25th day of September, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)





**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, OCTOBER 9, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:11 p.m. on Monday, October 9, 1989, with Councillor SerVaas presiding.

Councillor Clark lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Gilmer*

A quorum of twenty-eight members being present, the President called the meeting to order.

(Clerk's Note: Councillor Gilmer arrived at 7:30 p.m.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Irvin expressed his appreciation to Shari Scales, who will no longer be covering the Council meetings for the Indianapolis News. She will be transferring to the area of education.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

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TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, October 9, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

September 26, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 28, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 495, 497, 498, 499, and 501, 1989, to be held on Monday, October 9, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

October 5, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 88, 1989, adopting the City-County Annual Budget for 1990, appropriating amounts necessary to defray expenses for the operation of every facet of government of the Consolidated City of Indianapolis and Marion County, for the calendar and fiscal year beginning January 1, 1990, and ending December 31, 1990, establishing the method of financing such expenses by allocating anticipated revenues and expenses, establishing salaries, wages, and compensation rates and limitations with respect to certain employees of the City and County, and levying taxes and fixing the rates of taxation for the purpose of raising revenue to meet the necessary expenses of Indianapolis and Marion County Government and its institutions for the calendar year 1990.

*October 9, 1989*

FISCAL ORDINANCE NO. 89, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Dollars (\$1,000,000) in the County General Fund for purposes of the County Auditor and reducing the unappropriated and unencumbered balance in the County General Fund.

FISCAL ORDINANCE NO. 90, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Three Million Eight Hundred Thousand Dollars (\$3,800,000) in the Community Services Fund for purposes of the Department of Metropolitan Development, Community Development Administration, and reducing the unappropriated and unencumbered balance in the Community Services Fund.

FISCAL ORDINANCE NO. 91, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eleven Thousand Two Hundred Dollars (\$11,200) in the Park General Fund for purposes of the Department of Parks and Recreation, Eagle Creek Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 92, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eighteen Thousand Eight Hundred Dollars (\$18,800) in the Park General Fund for purposes of the Department of Parks and Recreation, Recreation and Sports Facilities Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 93, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Seventy-five Thousand Dollars (\$175,000) in the Park General Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park General Fund.

FISCAL ORDINANCE NO. 94, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty-nine Thousand Five Hundred Ninety-three Dollars (\$49,593) in the City General Fund for purposes of the Department of Public Works, Administration Division, and reducing the unappropriated and unencumbered balance in the City General Fund.

FISCAL ORDINANCE NO. 95, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Eighty-four Thousand Four Hundred Thirty-five Dollars (\$284,435) in the Solid Waste Disposal Fund for purposes of the Department of Public Works, Office of the Director, and reducing the unappropriated and unencumbered balance in the Solid Waste Disposal Fund.

FISCAL ORDINANCE NO. 96, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Million Five Hundred Thousand Dollars (\$1,500,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Processing Operations, and reducing the unappropriated and unencumbered balance in the Sanitation General Fund.

FISCAL ORDINANCE NO. 97, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eleven Thousand Five Hundred Dollars (\$11,500) in the State and Federal Grants Fund for purposes of the Juvenile Detention Center, and reducing the unappropriated and unencumbered balance in the State and Federal Grants Fund.

FISCAL ORDINANCE NO. 98, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Twenty Thousand Dollars (\$120,000) in the County General Fund for purposes of the Information Services Agency and reducing certain other appropriations for that Agency.

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FISCAL ORDINANCE NO. 99, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Thousand Two Hundred Dollars (\$2,200) in the County General Fund for purposes of the Lawrence Township Assessor, and reducing certain other appropriations for that Township.

FISCAL ORDINANCE NO. 100, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the County General Fund for purposes of the Perry Township Assessor, and reducing certain other appropriations for that Township.

FISCAL ORDINANCE NO. 101, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the Adult Probation Fund for purposes of the Superior Court, Criminal Division, Probation Department, and reducing certain other appropriations for that Division.

GENERAL ORDINANCE NO. 70, 1989, repealing Article IV of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", dealing with the licensing of persons engaged in charitable solicitations.

GENERAL ORDINANCE NO. 71, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, and Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours.

GENERAL ORDINANCE NO. 72, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, Section 29-271, Stopping, standing or parking prohibited at designated locations on certain days and hours, and Section 29-166, One-way streets and alleys designated.

GENERAL ORDINANCE NO. 73, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 74, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 75, 1989, amending Division 2 of Chapter 17 of the "Code of Indianapolis and Marion County, Indiana", dealing with the composition and operation of the license review board.

SPECIAL RESOLUTION NO. 57, 1989, concerning World War II.

SPECIAL RESOLUTION NO. 58, 1989, honoring Karen E. Little.

SPECIAL RESOLUTION NO. 59, 1989, requiring programmatic approval of Healthy Baby Program expenditures.

COUNCIL RESOLUTION NO. 44, 1989, assigning a Council Committee the responsibility of holding formal discussions concerning Citizens Gas and Coke Utility.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

October 5, 1989



October 9, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE POLICE SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the Police Special Service District, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 5, 1989, creating the annual budget of the Police Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, appropriating monies for the purposes of defraying the expenses and all outstanding claims and obligations of said Police District and the Police Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1990, for each fund for which a special tax levy is authorized, fixing a time when this ordinance shall take effect.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

October 5, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE FIRE SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the Fire Special Service District, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 1, 1989, creating the annual budget of the Fire Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, appropriating monies for the purposes of defraying the expenses and all outstanding claims and obligations of said Fire District and the Fire Pension Fund, fixing and establishing the annual rate of taxation and tax levy for the year 1990, for each fund for which a special tax levy is authorized, fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 2, 1989, amending the Fire Special Service District Annual Budget for 1989 (Fire Special Service District Fiscal Ordinance No. 1, 1988) appropriating an additional Two Hundred Thirty-two Thousand Four Hundred Eighty-four Dollars (\$232,484) in the Fire Fund for purposes of the Department of Public Safety, Fire Division, and reducing the unappropriated and unencumbered balance in the Fire Service District Fund.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

October 5, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

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Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the Solid Waste Collection Special Service District, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 1, 1989, creating the annual budget of the Solid Waste Collection Special Service District of the City of Indianapolis, Indiana, for the fiscal year beginning January 1, 1990, and ending December 31, 1990, appropriating monies for the purposes of defraying the expenses and all outstanding claims and obligations of said Solid Waste District and fixing and establishing the annual rate of taxation and tax levy for the year 1990, for each fund for which a special tax levy is authorized, fixing a time when this ordinance shall take effect.

FISCAL ORDINANCE NO. 2, 1989, amending the Solid Waste Collection Special Service District Annual Budget for 1989 (Solid Waste Collection Special Service District Fiscal Ordinance No. 2, 1988) appropriating an additional Twenty-seven Thousand Eight Hundred Twenty-nine Dollars (\$27,829) in the Solid Waste Collection Service District Fund for purposes of the Department of Public Works and reducing the unappropriated and unencumbered balance in the Solid Waste Collection Service District Fund.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 551, 1989. This proposal honors the Eastwood Middle School Eaglettes. Councillor Dowden read the resolution and presented a framed document to the Eaglettes. Councillor Rhodes read the governor's proclamation, which also congratulated the Eaglettes for their outstanding performance. Councillor Rhodes stated that Mayor Hudnut and Governor Bayh both declared October 9, 1989, as "Eaglette Day". Councillor Dowden moved, seconded by Councillor Rhodes, for adoption. Proposal No. 551, 1989, was adopted by unanimous voice vote.

Proposal No. 551, 1989, was retitled SPECIAL RESOLUTION NO. 60, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 60, 1989**

A SPECIAL RESOLUTION honoring the Eastwood Middle School Eaglettes.

WHEREAS, the Eastwood Middle School Eaglettes, a twenty-four girl pom pom precision dance/drill team made up of 7th and 8th graders was recently involved in competition sponsored by the National Cheerleaders Association; and

WHEREAS, the team won several blue ribbons during this competition and, as a result of their outstanding performance, has been invited to perform in the opening production number of the 1990 Cotton Bowl Parade in Dallas, Texas, before thousands of people along the parade route and a national television audience of 25 million people.

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WHEREAS, this is a singular honor for a middle school team that reflects well upon the discipline, dedication and hard work of the girls, and upon Eastwood Middle School, Washington Township, Indianapolis and Marion County, and the State of Indiana; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby commends the Eastwood Middle School Eaglettes for their outstanding performance at the National Cheerleaders Association competition.

SECTION 2. The Council applauds the decision by the organizers of the Cotton Bowl to feature these fine young women in the opening production number of the 1990 Cotton Bowl Parade.

SECTION 3. The Council extends its best wishes to the Eastwood Eaglettes as they represent themselves, their school and our community in this endeavor.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 552, 1989. This proposal honors the Indianapolis Police Department's Tactical Air Patrol. Councillor Solenberg, accompanied by Councillor Borst, read the resolution and presented a framed document to Chief Pilot Sgt. Gilbert Riley, who expressed his appreciation for the recognition. Councillor Solenberg moved, seconded by Councillor Borst, for adoption. Proposal No. 552, 1989, was adopted by unanimous voice vote.

Proposal No. 552, 1989, was retitled SPECIAL RESOLUTION NO. 61, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 61, 1989

A SPECIAL RESOLUTION honoring IPD's Tactical Air Patrol.

WHEREAS, Indianapolis was a forerunner city in using helicopters for law enforcement and aerial ambulance work; and

WHEREAS, Indianapolis Police Department's Tactical Air Patrol helicopters are used today not only for crime work such as searching desolate areas, crimes in progress, drunken driving, crime lab and grand jury aerial pictures, but also for other practical uses for city agencies such as air pollution control and drainage, and while on patrol are available to perform their duty anywhere in the county within minutes; and

WHEREAS, the Tactical Air Patrol and its predecessor Indianapolis Helicopter Operating Committee have flown over 35,000 hours in 20 years of service to the community; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the Indianapolis Police Department's Tactical Air Patrol for its 35,000 hours during 20 years of service to help make Indianapolis a safer community.

SECTION 2. The Council further recognizes Tactical Air Patrol members: Chief Pilot Sgt. Gilbert Riley, pilots Sgt. Gary Hall, Officers Wayne Howerly, David Blunk and John Bennett, and civilian mechanic David Peugh who services the helicopters.

SECTION 3. The Council additionally thanks Public Safety Director Joseph Shelton, Deputy Director Harry Eakin, Chief of Police Paul Annee, Operations Deputy Chief James Campbell and Special Services Captain Garold Rothenbush for their support of this crime fighting unit.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 553, 1989. This proposal honors the record breaking Indianapolis Indians. Councillor Borst read the resolution and presented a framed document to Max Schumacher, President and General Manager of the Indianapolis Indians, who expressed his appreciation for the recognition. Councillor Borst moved, seconded by Councillor Howard, for adoption. Proposal No. 553, 1989, was adopted by unanimous voice vote.

Proposal No. 553, 1989, was retitled SPECIAL RESOLUTION NO. 62, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 62, 1989

A SPECIAL RESOLUTION honoring the record breaking Indianapolis Indians.

WHEREAS, 1989 is the 103rd consecutive year of professional baseball in Indianapolis; and

WHEREAS, this season, the Indianapolis Indians professional baseball team became the first Triple-A team in history to win four consecutive American Association league pennant championships; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates the 1989 record breaking four time champion Indianapolis Indians baseball team: Junior Noboa, Razor Shines, Armando Moreno, Mel Houston, Delino De-Shields, James Steels, Randy Braun, Buddy Pryor, Marty Pevey, Robbie Wine, Alonzo Powell, Darryl Motley, Ed Jurak, Steve Frey, Mike Campbell, Brian Barnes, Brett Gideon, Mel Rojas, Howard Farmer, Jeff Dedmon, Mark Gardner, Pat Pacillo, Dan Gakeler, Urbano Lugo, Scott Anderson, Eddie Dixon and Jay Baller.

SECTION 2. The Council further recognizes and honors team Manager Tom Runnells; Coaches Nelson Norman, Dave Van Gorder and Joe Kerrigan; Trainer Tim McCormack; team Chairman Henry R. Warren, Jr.; President and General Manager Max Schumacher; Assistant General Manager D. Cal Burleson; Business Manager Scott Doehrman; Director of Special Projects Bruce Schumacher; Ticket Manager Mike Schneider; and Stadium Director Mike Tarrolly.

SECTION 3. The Indianapolis Indians have brought pride and honor to the team, to the city, and to themselves.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 554, 1989. This proposal thanks the Fleet Management Study volunteers. Councillor SerVaas read the resolution, and thanked the Councillors, as well as the representatives from the private sector who served on this committee. He indicated that Councillors Holmes, Shaw, and Moriarty served on the Fleet Management Study Committee, and asked if they would like to say anything.

Councillor Holmes thanked the members for all the hard work that was done on the study. He stated that the committee recommends appointing a Fleet Manager for the City. Councillor Holmes also thanked Max Moser, Research Director for the City-County Council, for all the work he did for the committee.

Councillor SerVaas asked the Department of Administration to provide to the Administration Committee a quarterly report for the next year on how they will comply to the suggestions of the Fleet Management Study. Councillor SerVaas moved, seconded by Councillor Gilmer, for adoption. Proposal No. 554, 1989, was adopted by unanimous voice vote.

Proposal No. 554, 1989, was retitled SPECIAL RESOLUTION NO. 63, 1989, and reads as follows:



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CITY-COUNTY SPECIAL RESOLUTION NO. 63, 1989

A SPECIAL RESOLUTION thanking the Fleet Management Study volunteers.

WHEREAS, on March 20, 1989, the Indianapolis City-County Council approved Proposal 141, 1989 (Council Resolution 35, 1989) which established a Fleet Management Study Committee; and

WHEREAS, this committee immediately organized and went to work to objectively study all aspects of Indianapolis' existing vehicle and equipment purchasing, maintenance and disposal procedures, as well as recommended improvement possibilities which could ultimately benefit the people of Indianapolis and Marion County; and

WHEREAS, on October 9, 1989 the Fleet Management Study Committee finished its study and presented its report containing several practical recommendations--some of which are already being implemented even before the final report--to the Council and Mayor; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and thanks the volunteers who served on the Fleet Management Study Committee: Councillors Holley M. Holmes, Julius F. Shaw and Mary Bridget Moriarty; and private sector representatives Bob Davis, Stephen C. Hansen, Dick Hunt, Chris MacAllister and Les Worderman.

SECTION 2. One of the characteristics of a great city is that its responsible citizens are willing to step forward when asked to volunteer some of their time and expertise to help solve community problems, as was demonstrated by the members of the Fleet Management Study Committee.

SECTION 3. The community, and its taxpayers, will be well served if at least several of the Fleet Management Study Committee's recommendations are implemented.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 555, 1989. This proposal is requesting the Council to study township poor relief costs. Councillor Strader stated that Center Township is desperately in need of poor relief costs. Councillor Strader moved, seconded by Councillor West, for adoption. Proposal No. 555, 1989, was adopted by unanimous voice vote.

Proposal No. 555, 1989, was retitled COUNCIL RESOLUTION NO. 45, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 45, 1989

A COUNCIL RESOLUTION requesting the Council to study township poor relief costs.

WHEREAS, along with other duties, elected township trustees are responsible for being the overseers of the poor within their townships; and

WHEREAS, Indiana's townships have historically been an emergency and temporary source of aid for food, shelter, clothing, burial and other assistance for that township's destitute residents; and

WHEREAS, during the past several months, a series of class action lawsuit judgments have considerably broadened benefit amounts and numbers of eligible persons, thus forcing Marion County's Center Township to borrow money already this year, and forcing future property tax increases upon the local residents; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council recognizes and is concerned that recent budget-busting poor relief court judgments are forcing homeowners and businesses especially in Center Township, Marion County, to suffer from rapidly increasing property taxes.

SECTION 2. The Council asks its standing Community Affairs Committee to study all aspects of this escalating community problem, and prepare a report of its findings and recommendations to the Council and the Mayor.

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SECTION 3. The investigation should include, but not be limited to:

(a) Hearing the statistics, facts and opinions of those directly involved, including township trustees and their employees, poor relief recipients, tax experts, property taxpayers, appropriate attorneys, the county welfare department, social service organizations, and anyone else from the public who may wish to testify.

(b) Develop a strategy for action, including options for remedies, recommendations for any law changes, and a recommended timetable for action.

SECTION 4. This resolution shall expire December 31, 1989, unless granted an extension to finalize the committee's work by the council president.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President SerVaas passed the gavel to Stephen West, the Majority Leader.

PROPOSAL NO. 566, 1989. This proposal urges the Higher Education Commission to support expanded undergraduate and graduate programs at IUPUI. Councillor SerVaas indicated that he has been a strong supporter of IUPUI for many years. When he originally enrolled at IUPUI, students were not able to obtain degrees at IUPUI; they were required to finish their schooling at Indiana University or Purdue University. Councillor SerVaas served as Chairman of the Higher Education Commission for 15 years, and along with the help of Senator Borst, fought to have more programs established at IUPUI, and as a result 2-year, 4-year, undergraduate, and graduate programs have all been established at IUPUI. Since the time that Councillor SerVaas served on the Commission, the Commission has changed its priorities, and this proposal is encouraging the Higher Education Commission to support the establishment of future programs being offered for undergraduate and graduate students.

Councillor SerVaas moved, seconded by Councillor Irvin, for adoption. Proposal No. 566, 1989, was adopted by unanimous voice vote, with Councillors Boyd and McGrath abstaining due to possible conflicts of interest.

Proposal No. 566, 1989, was retitled SPECIAL RESOLUTION NO. 65, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 65, 1989

A SPECIAL RESOLUTION urging Higher Education Commission to support expanded undergraduate and graduate programs at IUPUI.

WHEREAS, Indiana University and Purdue University established IUPUI to bring their respective resources and missions to the citizens of Indianapolis and central Indiana; and

WHEREAS, the social, economic, and cultural needs of the region continue to evolve in a rapidly developing world economy affected by technological change and competition for a highly educated workforce; and

WHEREAS, planning for IUPUI extends its original promise into a new role of access and excellence open to all who would apply themselves seriously to learning, with special emphasis on those who have historically been under-represented; and

WHEREAS, this planning proposes an academic agenda to provide the citizens of Indianapolis with access to an expanding range of undergraduate, professional, and graduate programs consistent with community needs; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council supports the plans developed by Indiana University and Purdue University to complete their joint campus through establishing and enhancing undergraduate, professional, and graduate degree programs, new fields of study, facilities, and services on the IUPUI campus that will ensure citizens of the region and state access to the means of continued economic and social prosperity.

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SECTION 2. The Indiana Commission for Higher Education is called upon to support the development and completion of the IUPUI campus to a level of quality and program diversity equal to its mission in serving the advanced educational needs of the state's largest population.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Majority Leader Stephen West returned the gavel to President SerVaas.

### INTRODUCTION OF PROPOSALS

PROPOSAL NO. 535, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$225,000 for the Marion County Healthcare Center to cover a shortage in the supply budget and increase contractual services for continued laundry service, computer, consulting, physical service, pharmacy service and physical therapy"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 536, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$100,000 for the Clerk of the Circuit Court to hire temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 537, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code to establish a Citizens Police Complaint office and repeals Section 8, Appendix B, Part IV, dealing with Community Relations office"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 538, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$24,853 for the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and to purchase replacement units in case of equipment losses"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 539, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$59,640 for the Marion County Community Corrections Agency to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 540, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 541, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$26,640 for the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units"; and the President referred it to the Public Safety and Criminal Justice Committee.



PROPOSAL NO. 542, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$69,473 for the County Sheriff to continue the Victims Assistance Program and begin a new Child Sexual Abuse Prevention and Awareness Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 543, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$500,000 for the Department of Public Works, Liquid Waste Operations, to purchase computers for the IMAGIS consortium"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 544, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Judy Seubert to the Indianapolis-Marion County Board of Ethics"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 545, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION reappointing Fred Johnston to the Indianapolis-Marion County Board of Ethics"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 546, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a stop sign on Harding Street at Thompson Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 547, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a traffic signal at the intersection of Sherman Drive and Stop 11 Road"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 548, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a 4-way stop at the intersection of North Street and Tuxedo Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 549, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing intersection controls in the Robertson Village, Sunset Lake, and Harbour Pines N. subdivision"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 550, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amends the Code by authorizing a 4-way stop at the intersections of Tuxedo Street and 11th Street and Tuxedo Street and 13th Street"; and the President referred it to the Transportation Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 532, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 532, 1989, on September 27, 1989. The proposal is an inducement resolution authorizing proceedings with respect to proposed



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economic development bonds in the amount of \$1,835,000 for Design Printing Company, Inc. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption. Proposal No. 532, 1989, was adopted on the following roll call vote; viz:

*20 AYES: Borst, Boyd, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Irvin, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Strader, West, Williams*  
*0 NAYS*  
*9 NOT VOTING: Brooks, Clark, Gilmer, Howard, Jones, Rhodes, Ruhmkorff, Shaw, Solenberg*

Proposal No. 532, 1989, was retitled SPECIAL RESOLUTION NO. 66, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 66, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11,9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Design Printing Company, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire and install certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as the acquisition and installation of machinery, equipment, and furnishings for use in an existing facility containing approximately 39,000 square feet located at 626 North Illinois Street, Indianapolis, Indiana on approximately 0.42 acres of land which will be used by Design Printing Company, Inc. for commercial printing and related services (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 5 at the end of one year and 8 at the end of three years) to be achieved by the acquisition and installation of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition and installation of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$1,835,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition and installation of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition and installation of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires March 31, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer

prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project, and (4) the Qualified Small Issue Bond provisions contained in Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"), as they relate to any manufacturing facility, expire December 31, 1989, and unless the provisions of Section 144 (a)(12) of the Code are amended to extend the applicability of Section 144 of the Code, economic development revenue bonds enjoying the benefits of Section 144 of the Code will not be able to be issued after December 31, 1989; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition and installation of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 533, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 533, 1989, on September 27, 1989. The proposal is an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$950,000 for Mobile Drilling Company, Inc. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Brooks, for adoption. Proposal No. 533, 1989, was adopted on the following roll call vote; viz:

19 AYES: Borst, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Irvin, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, Solenberg, Strader, West

0 NAYS

10 NOT VOTING: Boyd, Brooks, Clark, Gilmer, Howard, Jones, Rhodes, SerVaas, Shaw, Williams

Proposal No. 533, 1989, was retitled SPECIAL RESOLUTION NO. 67, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 67, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, Mobile Drilling Company, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, renovate, construct, install

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and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as the renovation and equipping of the applicant's existing drilling equipment, machine, and tool manufacturing facility (the "Current Facility") to be located at 3807 Madison Avenue, Indianapolis, Indiana, and the purchase of equipment to manufacture drilling equipment to be located in the Current Facility, which will contain approximately 21,000 square feet and be located on approximately 5 acres of land which are presently owned by Zimmerman Holdings, Inc. (the parent company of Mobile Drilling Company, Inc.) (a building addition will be constructed and owned by Zimmerman Holdings, Inc. at the same location and leased to Mobile Drilling Company, Inc., but such building shall not be financed through the use of bond proceeds); the acquisition, renovation, construction, installation and equipping of various site improvements at the facilities; and the acquisition and installation of machinery, equipment, and furnishing for use in the facilities (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 45 at the end of one year and 115 at the end of three years with estimated payrolls of \$1,070,000 and \$4,090,000 respectively) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$950,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, construction, installation and equipping of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires March 31, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project, and (4) the Qualified Small Issue Bond provisions contained in Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"), as they relate to any manufacturing facility, expire December 31, 1989, and unless the provisions of Section 144 (a)(12) of the Code are amended to extend the applicability of Section 144 of the Code, economic development revenue bonds enjoying the benefits of Section 144 of the Code will not be able to be issued after December 31, 1989; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.



SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 534, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 534, 1989, on September 27, 1989. The proposal is an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$3,500,000 for K & F Industries, Inc. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 534, 1989, was adopted on the following roll call vote; viz:

20 AYES: Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Solenberg, Strader, West

0 NAYS

9 NOT VOTING: Borst, Boyd, Brooks, Clark, Howard, Irvin, Rhodes, Shaw, Williams

Proposal No. 534, 1989, was retitled SPECIAL RESOLUTION NO. 68, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 68, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, K & F Industries, Inc. (the "Applicant") has advised the Indianapolis Economic Development Commission and the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as an expansion of a currently-existing metal recycling facility located at 2115 South West Street in Marion County, Indiana and located on approximately 20 acres of land; the acquisition of machinery, equipment, and furnishing for use in the facilities; and the acquisition, construction, installation and equipping of various site improvements at the facilities including a shell building necessary to house certain motors included in, and necessary to drive, such machinery, equipment and furnishings (the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 11 at the end of one year and 11 at the end of three years with estimated payrolls of \$200,000 and \$200,000 respectively) and the creation of business opportunities to be achieved by the acquisition, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:



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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in an amount not to exceed \$3,500,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above, in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires March 31, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project, and (4) the Qualified Small Issue Bond provisions contained in Section 144 of the Internal Revenue Code of 1986, as amended (the "Code"), as they relate to any manufacturing facility, expire December 31, 1989, and unless the provisions of Section 144 (a)(12) of the Code are amended to extend the applicability of Section 144 of the Code, economic development revenue bonds enjoying the benefits of Section 144 of the Code will not be able to be issued after December 31, 1989; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during construction, underwriting expenses, attorney and bond counsel fees, acquisition, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 556 - 565, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on September 22, 1989". The Council did not schedule Proposal Nos. 556 - 565, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 556 - 565, 1989, were retitled REZONING ORDINANCE NOS. 178 - 187, 1989, and are identified as follows:

REZONING ORDINANCE NO. 178, 1989. 89-Z-126 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4  
8630 GUILFORD AVENUE, INDIANAPOLIS.

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MICHAEL J. AND MAUREEN SURAK, by J. Murray Clark, requests the rezoning of .55 acre, being in the D-2 district, to the C-1 classification.

REZONING ORDINANCE NO. 179, 1989. 89-Z-133 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6903 WEST 21ST STREET, INDIANAPOLIS.

WESTRIDGE VILLAGE, INC., by James W. Beatty, requests the rezoning of 42.47 acres, being in the C-S district, to the D-5 classification to provide for the single-family residential development by platting.

REZONING ORDINANCE NO. 180, 1989. 89-Z-143 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
6001 GEORGETOWN ROAD, INDIANAPOLIS.

SWEET AND COMPANY, INC., by David R. Warshauer, requests the rezoning of 20.265 acres, being in the D6-II district, to the D-5 classification to provide for the single-family residential development.

REZONING ORDINANCE NO. 181, 1989. 89-Z-149 (AMENDED) PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 8  
5231 WEST 46TH STREET, INDIANAPOLIS.

JACK A. AND JACQUELINE R. KESLER, by Robert Life, requests the rezoning of 2.75 acres, being in the A-2 district, to the C-5 classification to provide for an automobile service and clean-up facility and parking in connection with an automobile auction facility.

REZONING ORDINANCE NO. 182, 1989. 89-Z-162 (89-DP-7) PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5350 WEST 62ND STREET, INDIANAPOLIS.

THE BRADFORD GROUP, INC., by Stephen D. Mears, requests the rezoning of 22.09 acres, being in the D-1, D-2, and D-6 districts, to the D-P classification to provide for a residential community with a maximum of 76 single-family lots, by platting.

REZONING ORDINANCE NO. 183, 1989. 89-Z-163 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 9  
3437 BOULEVARD PLACE, INDIANAPOLIS.

MT. PARAN MISSIONARY BAPTIST CHURCH requests the rezoning of 1.44 acres, being in the C-1 district, to the SU-1 classification to provide for a church with an accessory garage for buses.

REZONING ORDINANCE NO. 184, 1989. 89-Z-164 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
6611 EAST 82ND STREET, INDIANAPOLIS.

BURDMAN BROTHERS COMPANIES, by Philip A. Nicely, requests the rezoning of 0.52 acres, being in the SU-9 district, to the C-4 classification to provide for the commercial use of a vacant post office structure.

REZONING ORDINANCE NO. 185, 1989. 89-Z-185 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
7447 SOUTH MERIDIAN, INDIANAPOLIS.

JOSEPH W. GRISSOM, PERRY TOWNSHIP TURSTEE, by David Shelton, requests the rezoning of 0.70 acres, being in the A-2 district, to the SU-9 classification to provide for a fire station.

REZONING ORDINANCE NO. 186, 1989. 89-Z-192 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13  
11501 EAST WASHINGTON STREET, INDIANAPOLIS.

TOWN OF CUMBERLAND, by Michael R. Franceschini, requests the rezoning of 4.7 acres, being in the C-3/I-2-S district, to the C-3 classification to provide for construction of a new town hall for the Town of Cumberland.

REZONING ORDINANCE NO. 187, 1989. 89-Z-195 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 11  
4007 NORTH SHERMAN DRIVE, INDIANAPOLIS.

ZION TABERNACLE CHURCH, by Paul Neumeister, requests the rezoning of 9.9 acres, being in the D-2 district, to the SU-1 classification to conform zoning to the sites' use as a church.

PROPOSAL NO. 567, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on October 6, 1989". The Council did not schedule Proposal No. 567, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 567, 1989, was retitled REZONING ORDINANCE NO. 188, 1989, and is identified as follows:

REZONING ORDINANCE NO. 188, 1989. 89-Z-74 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4  
9040 NORTH MERIDIAN STREET, INDIANAPOLIS.

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MARATHON PETROLEUM COMPANY requests the rezoning of 1.20 acres, being in the D-2 district, to the C-3 classification to conform zoning to its use as a gasoline sales and service building.

PROPOSAL NOS. 568 - 575, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 6, 1989". The Council did not schedule Proposal Nos. 568 - 575, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 568 - 575, 1989, were retitled REZONING ORDINANCE NOS. 189 - 196, 1989, and are identified as follows:

REZONING ORDINANCE NO. 189, 1989. 89-Z-165 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
5790 GUION ROAD, INDIANAPOLIS.

FOUNDERS DEVELOPMENT CORPORATION, by Harry F. McNaught and Charles B. Stitt, requests the rezoning of 36 acres, being in the A-2 district, to the SU-43 classification to provide for the development of single family residences.

REZONING ORDINANCE NO. 190, 1989. 89-Z-167 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 16  
755 WEST UNIVERSITY AVENUE, INDIANAPOLIS.

TRUSTEES OF INDIANA UNIVERSITY AND INDIANA UNIVERSITY FOUNDATION, by Zeff A. Weiss, requests the rezoning of 3.958 acres, being in the I-3-U and CBD-S districts, to the UQ-1 classification to provide for the construction of an indoor tennis center.

REZONING ORDINANCE NO. 191, 1989. 89-Z-168 (AMENDED) WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 17  
1016 NORTH BELMONT AVENUE, INDIANAPOLIS.

BUCKINGHAM REALTY AND DEVELOPMENT COMPANY, by J. Murray Clark, requests the rezoning of 1.3 acres, being in the SU-1 district, to the D-8 classification to provide for the development of a two-story apartment building.

REZONING ORDINANCE NO. 192, 1989. 89-Z-170 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
4710 WEST 73RD STREET, INDIANAPOLIS.

SUMNER R. AND MYRNA SELBY, by Charles T. Gleason, requests the rezoning of .48 acre, being in the SU-9 district, to the C-1 classification to provide for office use.

REZONING ORDINANCE NO. 193, 1989. 89-Z-171 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5  
4050 NORTH POST ROAD, INDIANAPOLIS.

SILVER CONVENIENCE CENTERS, by Raymond Good, requests the rezoning of 3.67 acres, being in the C-1 district, to the C-4 classification to provide for the development of a retail center with self service fuel for vehicles.

REZONING ORDINANCE NO. 194, 1989. 89-Z-172 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 12  
3150 NORTH SHADELAND DRIVE, INDIANAPOLIS.

LAWBERT GROUP, by Steven D. Mears, requests the rezoning of 8.11 acres, being in the C-4 district, to the C-S classification to provide for a mixed-use development including uses permitted in the C-4 and I-3-S district.

REZONING ORDINANCE NO. 195, 1989. 89-Z-173 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 20  
7104 U.S. 31, INDIANAPOLIS.

MARY LOU PAYNE, by Raymond Good, requests the rezoning of 1.46 acres, being in the A-2 district, to the C-1 classification to allow for the use of an existing building as an office building.

REZONING ORDINANCE NO. 196, 1989. 89-Z-174 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 10  
2128-2146 NORTH OLNEY STREET AND 2121 AVONDALE PLACE, INDIANAPOLIS.

DEPARTMENT OF METROPOLITAN DEVELOPMENT, DIVISION OF ECONOMIC HOUSING DEVELOPMENT requests the rezoning of 2.96 acres, being in the D-5 district, to the I-3-U classification to provide for the inclusion of the tracts into the Rural/I-70, Phase VI Industrial Park.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NOS. 394, 396, and 398, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee tabled Proposal Nos. 394, 396, and 398, 1989, on August 23, 1989. Proposal No. 394, 1989, appropriates \$50,959 for the



Presiding Judge of the Municipal Court, to staff the new court with one court reporter, one chief bailiff, three court bailiffs, and one public defender. Proposal No. 396, 1989, appropriates \$29,872 for the County Sheriff for additional correction officers to allow reassignment of Merit Deputies for a new evening session of Domestic Violence Court. Proposal No. 398, 1989, appropriates \$26,231 for the Prosecuting Attorney to pay salaries for one deputy prosecutor and two advocates for the new Domestic Violence Court recently established. These three proposals were postponed in Council on August 28, 1989, and no action was taken on September 25, 1989. Councillor Dowden asks that these three proposals be sent back to committee for further testimony. Without objection, Proposal Nos. 394, 396, and 398, 1989, were sent back to committee.

PROPOSAL NO. 495, 1989. The proposal appropriates \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs. Councillor Cottingham reported that the County and Townships Committee has not yet heard Proposal No. 495, 1989, and he asks that the proposal be postponed until October 23, 1989. Without objection, Proposal No. 495, 1989, was postponed.

PROPOSAL NO. 497, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 497, 1989, on September 27, 1989. The proposal appropriates \$195,453 for the Marion County Justice Agency to cover an amount forfeited from a case and appropriation to the Law Enforcement Fund. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:20 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 497, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Hawkins, Howard, Jones, McGrath*

Proposal No. 497, 1989, was retitled FISCAL ORDINANCE NO. 102, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 102, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Ninety-five Thousand Four Hundred Fifty-three Dollars (\$195,453) in the Law Enforcement Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to cover an amount forfeited from a case and appropriation to the Law Enforcement Fund.

SECTION 2. The sum of One Hundred Ninety-five Thousand Four Hundred Fifty-three Dollars (\$195,453), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:



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MARION COUNTY JUSTICE AGENCY

- 2. Supplies
- 3. Other Services & Charges
- 4. Capital Outlay
- TOTAL INCREASE

LAW ENFORCEMENT FUND

\$ 40,000  
70,547  
84,906  
\$195,453

SECTION 4. The said additional appropriations are funded by the following reductions:

- Unappropriated and Unencumbered  
Law Enforcement Fund  
TOTAL REDUCTION

LAW ENFORCEMENT FUND

\$195,453  
\$195,453

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 498, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 498, 1989, on September 27, 1989. The proposal appropriates \$285,997 for several different grants: APS, Victim Assistance, OVWI, and the Salvation Army. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:22 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 498, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Holmes, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West*

0 NAYS

6 NOT VOTING: *Hawkins, Howard, Jones, Schneider, Solenberg, Williams*

Proposal No. 498, 1989, was retitled FISCAL ORDINANCE NO. 103, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 103, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Eighty-five Thousand Nine Hundred Ninety-seven Dollars (\$285,997) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) and (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of appropriations for several different grants: APS, Victim Assistance, OVWI, and the Salvation Army.

SECTION 2. The sum of Two Hundred Eighty-five Thousand Nine Hundred Ninety-seven Dollars (\$285,997), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY

- 1. Personal Services
- 2. Supplies
- 3. Other Services & Charges

STATE AND FEDERAL GRANT FUND

\$192,803  
4,719  
63,384

COUNTY AUDITOR

- 1. Personal Services (Fringes)

25,091

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TOTAL INCREASE

\$285,997

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANT FUND

Unappropriated and Unencumbered

State and Federal Grant Fund

TOTAL REDUCTION

\$285,997

\$285,997

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 499, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 499, 1989, on September 27, 1989. The proposal appropriates \$4,854 for the Prosecuting Attorney's office for their share of the \$3 Law Enforcement Continuing Education Fee. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:23 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 499, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Strader, West

0 NAYS

5 NOT VOTING: Dowden, Jones, Schneider, Solenberg, Williams

Proposal No. 499, 1989, was retitled FISCAL ORDINANCE NO. 104, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 104, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Thousand Eight Hundred Fifty-four Dollars (\$4,854) in the Law Enforcement Continuing Education Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Law Enforcement Continuing Education Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney's office for their share of the \$3 Law Enforcement Continuing Education Fee.

SECTION 2. The sum of Four Thousand Eight Hundred Fifty-four Dollars (\$4,854), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY

3. Other Services & Charges

TOTAL INCREASE

LAW ENFORCEMENT CONTINUING  
EDUCATION FUND

\$4,854

\$4,854

SECTION 4. The said additional appropriations are funded by the following reductions:

LAW ENFORCEMENT CONTINUING  
EDUCATION FUND

Unappropriated and Unencumbered

Law Enforcement Continuing Education Fund

\$4,854

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TOTAL REDUCTION

\$4,854

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 501, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 501, 1989, on September 27, 1989. The proposal appropriates \$129,000 for various agencies to conduct a program for "Expedited Management of Drug Cases" in the local courts of Marion County. By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:26 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 501, 1989, was adopted on the following roll call vote; viz:

27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams

0 NAYS

2 NOT VOTING: Jones, Solenberg

Proposal No. 501, 1989, was retitled FISCAL ORDINANCE NO. 105, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 105, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Twenty-nine Thousand Dollars (\$129,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency, County Auditor, and Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc), (b) and (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the various agencies to conduct a program for "Expedited Management of Drug Cases" in the local courts of Marion County.

SECTION 2. The sum of One Hundred Twenty-nine Thousand Dollars (\$129,000), be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

MARION COUNTY JUSTICE AGENCY

1. Personal Services
2. Supplies
3. Other Services & Charges

STATE AND FEDERAL GRANT FUND

\$ 94,000  
775  
4,985

COUNTY AUDITOR

1. Personal Services (Fringes)

\$ 21,240

PRESIDING JUDGE OF THE MUNICIPAL COURT

1. Personal Services
- TOTAL INCREASE

\$ 8,000  
\$129,000

SECTION 4. The said additional appropriations are funded by the following reductions:

STATE AND FEDERAL GRANT FUND

Unappropriated and Unencumbered  
State and Federal Grant Fund

\$129,000

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TOTAL REDUCTION

\$129,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 479, 1989. Councillor Strader reported that the Community Affairs Committee heard Proposal No. 479, 1989, on September 27, 1989. The proposal authorizes and directs the appropriate officers of Marion County to cause to be prepared and executed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for Marion County. By a 4-0 vote, the Committee recommended that the proposal be stricken. Councillor Strader moved, seconded by Councillor Curry, to strike Proposal No. 479, 1989. The proposal was stricken by consent.

PROPOSAL NO. 500, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 500, 1989, on September 27, 1989. The proposal transfers and appropriates \$600 for the Superior Court, Criminal Division, Room II, to pay for additional office supplies and the preparation of the Justice System. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 500, 1989, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West*

0 NAYS

7 NOT VOTING: *Coughenour, Durnil, Giffin, Jones, Shaw, Solenberg, Williams*

Proposal No. 500, 1989, was retitled FISCAL ORDINANCE NO. 106, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 106, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Six Hundred Dollars (\$600) in the County General Fund for purposes of the Superior Court, Criminal Division, Room II, and reducing certain other appropriations for that court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ee) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Superior Court, Criminal Division, Room II, to pay for additional office supplies and the preparation of the Justice System.

SECTION 2. The sum of Six Hundred Dollars (\$600) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT  
CRIMINAL DIVISION, ROOM II  
2. Supplies  
TOTAL INCREASE

COUNTY GENERAL FUND  
\$600  
\$600

SECTION 4. The said increased appropriation is funded by the following reductions:



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SUPERIOR COURT  
CRIMINAL DIVISION, ROOM II  
4. Capital Outlay  
TOTAL REDUCTION

COUNTY GENERAL FUND  
\$600  
\$600

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 502, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 502, 1989, on October 5, 1989. The proposal transfers and appropriates \$100,000 for the Department of Public Works, Sanitation Sewer Maintenance Division, to finance the construction of a new 5,000 square foot storage facility needed at sewer maintenance. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Ruhmkorff added a special thanks to the Solid Waste Division for the prompt service they provided in her district for a recent problem. Councillor Coughenour stated that she would be sure the thanks is passed along to the appropriate people.

Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 502, 1989, was adopted on the following roll call vote; viz:

*20 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Gilmer, Golc, Hawkins, Holmes, Howard, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, West, Williams*

*0 NAYS*

*9 NOT VOTING: Clark, Dowden, Durnil, Giffin, Irvin, Jones, Schneider, Shaw, Strader*

Proposal No. 502, 1989, was retitled FISCAL ORDINANCE NO. 107, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 107, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Sanitation General Fund for purposes of the Department of Public Works, Sanitation Sewer Maintenance Division, and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Sanitation Sewer Maintenance Division, to finance the construction of a new 5,000 square foot storage facility needed at sewer maintenance.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS  
SANITATION SEWER MAINTENANCE DIVISION  
4. Capital Outlay  
TOTAL INCREASE

SANITATION GENERAL FUND  
\$100,000  
\$100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC WORKS  
SANITATION SEWER MAINTENANCE DIVISION  
2. Supplies

SANITATION GENERAL FUND  
\$ 50,000

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3. Other Services & Charges  
TOTAL REDUCTION

\$0,000  
\$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 503, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 503, 1989, on October 5, 1989. The proposal transfers and appropriates \$48,209 for the Department of Public Works, Administration Division, to expand the 129 East Market Street location and allow the transfer of employees from the City-County Building. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 503, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

5 NOT VOTING: *Dowden, Dumil, Golc, Jones, McGrath*

Proposal No. 503, 1989, was retitled FISCAL ORDINANCE NO. 108, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 108, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Forty-eight Thousand Two Hundred Nine Dollars (\$48,209) in the City General Fund for purposes of the Department of Public Works, Administration Division, and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works, Administration Division, to expand the 129 East Market Street location and allow the transfer of employees from the City-County Building.

SECTION 2. The sum of Forty-eight Thousand Two Hundred Nine Dollars (\$48,209) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF PUBLIC WORKS

ADMINISTRATION DIVISION

3. Other Services & Charges  
TOTAL INCREASE

CITY GENERAL FUND

\$48,209  
\$48,209

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF PUBLIC WORKS

ADMINISTRATION DIVISION

1. Personal Services  
TOTAL REDUCTION

CITY GENERAL FUND

\$48,209  
\$48,209

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 466, 467, 468, 473, and 507, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 466, 467, 468, 473, and 507, 1989, on October 4, 1989. Proposal No. 466, 1989, amends the Code by authorizing a 4-way stop at the intersection of Post Road and Raymond Street. Proposal No. 467, 1989,

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amends the Code by authorizing a 4-way stop at the intersection of Edgewood Avenue and Keystone Avenue. Proposal No. 468, 1989, amends the Code by authorizing a 4-way stop at the intersection of Five Points Road and Southport Road. Proposal No. 473, 1989, amends the Code by authorizing a 4-way stop at the intersection of Burton Avenue and Roach Street. Proposal No. 507, 1989, amends the Code by authorizing a four-way stop at the intersection of East County Line Road and Thompson Road. By 4-0 votes, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal Nos. 466, 467, 468, 473, and 507, 1989, were adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
0 NAYS  
6 NOT VOTING: *Brooks, Dowden, Howard, McGrath, Moriarty, Mukes-Gaither*

Proposal No. 466, 1989, was retitled GENERAL ORDINANCE NO. 76, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 76, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34, Pg. 2	Post Rd & Raymond St	Post Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
34, Pg. 2	Post Rd & Raymond St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 467, 1989, was retitled GENERAL ORDINANCE NO. 77, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 77, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39, Pg. 4	Edgewood Av & Keystone Av	Edgewood Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
39, Pg. 4	Edgewood Av & Keystone Av	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 468, 1989, was retitled GENERAL ORDINANCE NO. 78, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 78, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
48, Pg. 1	Five Points Rd & Southport Rd	Southport Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
48, Pg. 1	Five Points Rd & Southport Rd	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 473, 1989, was retitled GENERAL ORDINANCE NO. 79, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 79, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17, Pg. 2	Burton Av & Roach St	Burton Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:



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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
17, Pg. 2	Burton Av & Roach St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 507, 1989, was retitled GENERAL ORDINANCE NO. 80, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 80, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
42, Pg. 1	County Line Rd E. (NB) & Thompson Rd	Thompson Rd	Stop
42, Pg. 1	County Line Rd E. (SB) & Thompson Rd	Thompson Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
42, Pg. 1	County Line Rd & Thompson Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 465, 469, 470, 471, 472, 504, 505, 506, 508, 509, 510, and 511, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 465, 469, 470, 471, 472, 504, 505, 506, 508, 509, 510, and 511, 1989, on October 4, 1989. Proposal No. 465, 1989, amends the Code by authorizing a passenger and materials loading zone for Indiana News, on a portion of Maryland Street. Proposal No. 469, 1989, amends the Code by authorizing a weight limit on Manderley Drive between 86th and 91st Streets. Proposal No. 470, 1989, amends the Code by authorizing parking changes on portions of Central Avenue. Proposal No. 471, 1989, amends the Code by authorizing a 25 mph speed limit control change on Hillside Avenue. Proposal No. 472, 1989, amends the Code by authorizing a 4-way stop at the intersection of Evanston Avenue and 58th Street, and also at the intersection of Hillside Avenue and 58th Street. Proposal No. 504, 1989, amends the Code by authorizing parking restrictions on a segment of 29th Street east of East Riverside Drive. Proposal No. 505, 1989, amends the Code by authorizing parking control changes on a segment of Virginia Avenue between the Conrail R.R. and Prospect Street. Proposal No. 506, 1989, amends the Code by authorizing a traffic signal at the intersection of Bluff Road and Stop 11 Road. Proposal No. 508, 1989, amends the Code by authorizing a traffic signal at the intersection of Clearvista Drive and Shadeland Avenue. Proposal No. 509, 1989, amends the Code by authorizing intersection control changes in the Robertson Village, Sunset Lake, and Harbour Pines N. subdivisions. Proposal No. 510, 1989, amends the Code by authorizing intersection control changes in the Debello Estates, The Moorings, Pine

Springs, Trophy Club, Twin Oaks, and Westwood subdivisions. Proposal No. 511, 1989, amends the Code by authorizing a 25 mph speed limit change on Cherry Lake Road, from Thirtieth Street to Lauren Drive. By 4-0 votes, Proposal Nos. 469 and 472, 1989, were reported to the Council with the recommendation that they do pass. By 5-0 votes, Proposal Nos. 465, 504, 505, 506, 508, 509, 510, and 511, 1989, were reported to the Council with the recommendation that they do pass. By a 4-0 vote, and a 5-0 vote, Proposal Nos. 470 and 471, 1989, were reported to the Council with the recommendation that they do pass as amended. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal Nos. 465, 469, 470, 471, 472, 504, 505, 506, 508, 509, 510, and 511, 1989, were adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Brooks, McGrath, Schneider*

Proposal No. 465, 1989, was retitled GENERAL ORDINANCE NO. 81, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 81, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zone.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-331, Passenger and materials loading zone, be, and the same is hereby amended by the addition of the following, to wit:

Maryland Street, on the north side, from a point 151 feet  
west of Meridian Street to a point 214 feet west of Meridian Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 469, 1989, was retitled GENERAL ORDINANCE NO. 82, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 82, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Manderly Drive, between 86th Street  
and 91st Street.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 470, 1989, was retitled GENERAL ORDINANCE NO. 83, 1989, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 83, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS  
From 7:00 a.m. to 9:00 a.m.

Central Avenue, on the west side, from Thirty-eighth Street  
to Fifty-second Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT SATURDAYS AND SUNDAYS  
From 7:00 a.m. to 9:00 a.m.

Central Avenue, on the west side, from Thirty-eighth Street  
to Fortieth Street.

Central Avenue, on the west side, from Forty-sixth Street  
to Forty-seventh Street.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 471, 1989, was retitled GENERAL ORDINANCE NO. 84, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 84, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit. be, and the same is hereby amended by the addition of the following, to wit:

Hillside Avenue, from Fifty-eighth Street, to  
Kessler Boulevard, 25 mph.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 472, 1989, was retitled GENERAL ORDINANCE NO. 85, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 85, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 6	Evanston Av & 58th St	58th St	Stop
11, Pg. 7	Hillside Av & 58th St	58th St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
11, Pg. 6	Evanston Av & 58th St	None	Stop
11, Pg. 7	Hillside Av & 58th St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 504, 1989, was retitled GENERAL ORDINANCE NO. 86, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 86, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:

Twenty-ninth Street, on the south side, from  
East Riverside Drive to a point 105 feet  
East of East Riverside Drive.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 505, 1989, was retitled GENERAL ORDINANCE NO. 87, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 87, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the deletion of the following, to wit:

Virginia Avenue, on the northeast side, from  
Woodlawn Avenue, north for a distance of 300 feet;

Virginia Avenue, on the west side, from  
Prospect Street to Buchanan Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-267, Parking prohibited at all times on certain streets, be, and the same is hereby amended by the addition of the following, to wit:



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Virginia Avenue, on the south side, from  
East Street to Louisiana Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the deletion of the following, to wit:

Virginia Avenue, on the north side, from  
Grove Avenue to College Avenue;

Virginia Avenue, on the south side, from  
Leonard Street to College Avenue.

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-268, Stopping, standing or parking prohibited at all times on certain designated streets, be, and the same is hereby amended by the addition of the following, to wit:

Virginia Avenue, on the north side, from  
Calvary Street to a point 300 feet west of Grove Avenue;

Virginia Avenue, on the south side, from  
Leonard Street to Norwood Street.

SECTION 5. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

From 7:00 a.m. to 9:00 a.m.

Virginia Avenue, on the north side, from  
Louisiana Street to Woodlawn Avenue;

From 4:00 p.m. to 6:00 p.m.

Virginia Avenue, on the south side, from  
Louisiana Street to Woodlawn Avenue.

SECTION 6. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

From 7:00 a.m. to 9:00 a.m.

Virginia Avenue, on the north side, from  
Louisiana Street to Calvary Street;

Virginia Avenue, on the north side, from  
Woodlawn Avenue to a point 300 feet west of Grove Avenue.

From 4:00 p.m. to 6:00 p.m.

Virginia Avenue, on the south side, from  
East Street to Norwood Street;

Virginia Avenue, on the south side, from  
Leonard Street to Woodlawn Avenue.

SECTION 7. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-272, Parking time restricted on designated days, be, and the same is hereby amended by the addition of the following, to wit:

NINETY MINUTES  
ON ANY DAY EXCEPT SUNDAY

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From 7:00 a.m. to 4:00 p.m.

Virginia Avenue, on the southwest side, from  
Woodlawn Avenue to Prospect Avenue;

TWO HOURS  
ON ANY DAY EXCEPT SATURDAYS OR SUNDAYS

From 7:00 a.m. to 6:00 p.m.

Virginia Avenue, on both sides, from  
McCarty Street to Fountain Square.

SECTION 8. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the deletion of the following, to wit:

TWO HOURS

Virginia Avenue, on both sides, from  
the Indianapolis Union Railroad Company to Merrill Street;

Virginia Avenue, on the east side, from  
Merrill Street to College/Stevens Street.

SECTION 9. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

TWO HOURS

Virginia Avenue, on both sides, from  
Conrail Railroad (200 S.) to Louisiana Street.

SECTION 10. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 506, 1989, was retitled GENERAL ORDINANCE NO. 88, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 88, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45, Pg. 1	Bluff Rd & Stop 11 Rd	Bluff Rd	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
45, Pg. 1	Bluff Rd & Stop 11 Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 508, 1989, was retitled GENERAL ORDINANCE NO. 89, 1989, and reads as follows:

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CITY-COUNTY GENERAL ORDINANCE NO. 89, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 3	Clearvista Dr & Shadeland Av	Shadeland Av	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 3	Clearvista Dr & Shadeland Av	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 509, 1989, was retitled GENERAL ORDINANCE NO. 90, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 90, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
16, Pg. 8	Brussel Ter & Robertson Blvd	Robertson Blvd	Stop
16, Pg. 5	Guion Rd & 41st Ter	Guion Rd	Stop
16, Pg. 8	Robertson Blvd & Rome Ter	Rome Ter	Stop
16, Pg. 8	Robertson Blvd & 41st Ter	41st Ter	Stop
16, Pg. 8	Robertson Blvd & 42nd Ter	Robertson Blvd	Stop
16, Pg. 8	Robertson Blvd & 43rd Ter	Robertson Blvd	Stop
16, Pg. 8	Sunshine Av & 41st Ter	Sunshine Av	Stop
29, Pg. 1	Bridgeport Rd & Sundrop Rd	Bridgeport Rd	Stop

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29, Pg. 3	Sunbeam Cir & Sundrop Rd	Sundrop Rd	Yield
29, Pg. 3	Sunbird Cir & Sundrop Rd	Sundrop Rd	Yield
29, Pg. 3	Sundial Cir & Sundrop Rd	Sundrop Rd	Yield

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 510, 1989, was retitled GENERAL ORDINANCE NO. 91, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 91, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
6, Pg. 5	Pine Springs Ct & Pine Springs E. Dr	Pine Springs E. Dr	Yield
6, Pg. 5	Pine Springs Dr & 75th St	75th St	Stop
6, Pg. 5	Pine Springs Dr, Pine Springs E. Dr, & Pine Springs W. Dr	Pine Springs Dr & Pine Springs E. Dr	Stop
7, Pg. 1	Eastwind Ct & Eastwind Le	Eastwind Le	Yield
7, Pg. 1	Eastwind Dr & Southwind Dr	Southwind Dr	Stop
7, Pg. 1	Eastwind Le & Southwind Dr	Southwind Dr	Stop
12, Pg. 7	Steinmeier Dr & Steinmeier Dr N.	Steinmeier Dr	Stop
15, Pg. 3	Foxfire Cir & Foxfire Dr	Foxfire Dr	Yield
15, Pg. 3	Foxfire Dr & Oak Lake Dr	Foxfire Dr	Stop
15, Pg. 3	Insignia Ct & Trophy Club Dr N.	Trophy Club Dr N.	Stop
15, Pg. 3	Laureate Ct N., Laureate Ct S., & Trophy Club Dr	Trophy Club Dr	Stop
15, Pg. 3	Laurey Ct, Trophy Club Dr N., & Trophy Club Dr S.	Trophy Club Dr & Trophy club Dr S.	Stop



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15, Pg. 3	Statuette Ct & Trophy Club Dr S.	Trophy Club Dr S.	Yield
15, Pg. 3	Dandy Trail & Trophy Club Dr	Dandy Trail	Stop
22, Pg. 1	Benoit Dr & Higdon Ct	Benoit Dr.	Stop
22, Pg. 1	Benoit Dr & Liquori Ct	Benoit Dr.	Yield
22, Pg. 2	Catalano Dr & Rogers Dr	Catalano Dr & Rogers Dr (NB)	Stop
22, Pg. 2	Catalano Dr & Salazar Dr	Catalano Dr &	Stop
22, Pg. 3	Debello Ct & 21st St	21st St &	Stop
22, Pg. 5	Durden Ct & Rogers Dr	Rogers Dr &	Yield
22, Pg. 5	Girls School Rd & Rogers Dr	Girls School Rd	Stop
22, Pg. 5	Maradona Dr S. & Rogers Dr	Rogers Dr	Stop
22, Pg. 5	Rogers Cir, Rogers Ct, & Rogers Dr	Rogers Dr	Yield
22, Pg. 5	Salazar Dr & Sandoval Ct	Sandoval Ct	Stop
22, Pg. 5	Shorter Ct & Shorter Dr	Shorter Dr	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 511, 1989, was retitled GENERAL ORDINANCE NO. 92, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 92, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-136, Alteration of prima facie speed limit, be, and the same is hereby amended by the addition of the following, to wit:

Cherry Lake Road, from Thirtieth Street,  
to Lauren Drive, 25 mph.

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

NEW BUSINESS

Councillor Rhodes stated that there will be an Administration Committee meeting on October 24, 1989, to discuss the Fleet Management report.

Councillor Coughenour announced that the Public Works Committee will be touring the Citizens Gas and Coke Utility Gas Operations Center on Thursday, October 12, 1989, at 4:00 p.m.

Councillor Borst announced that the Metropolitan Development Committee will be hearing Proposal No. 515, 1989, which deals with the Dwelling Districts Zoning Ordinance for Marion County, on October 17, 1989, at 5:00 p.m.

President SerVaas announced there will be a preliminary planning meeting with the Public Works Committee regarding Citizens Gas and Coke Utility.

**ANNOUNCEMENTS AND ADJOURNMENT**

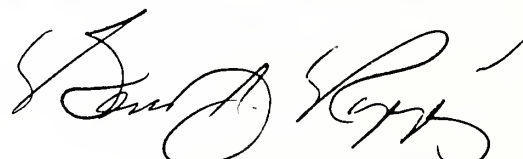
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:55 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 9th day of October, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, OCTOBER 23, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:07 p.m. on Monday, October 23, 1989, with Councillor SerVaas presiding.

Councillor Durnil lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*19 PRESENT: Borst, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

*10 ABSENT: Boyd, Brooks, Clark, Golc, Hawkins, Howard, Jones, Moriarty, Solenberg, Williams*

A quorum of nineteen members being present, the President called the meeting to order.

(Clerk's Note: Councillors Boyd, Brooks, Clark, Golc, Hawkins, Howard, Jones, Moriarty and Williams arrived thereafter.)

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Williams welcomed all the people who were present to support the proposal dealing with the Citizen's Complaint Board.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

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TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, October 23, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

October 10, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 12, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 538, 539, 540 and 542, 1989, to be held on Monday, October 23, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

September 19, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, September 21, 1989, a copy of LEGAL NOTICE on General Ordinance No. 65, 1989.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

October 20, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:



*October 23, 1989*

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 102, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Ninety-five Thousand Four Hundred Fifty-three Dollars (\$195,453) in the Law Enforcement Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the Law Enforcement Fund.

FISCAL ORDINANCE NO. 103, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Eighty-five Thousand Nine Hundred Ninety-seven Dollars (\$285,997) in the State and Federal Grant Fund for purposes of the prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 104, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Four Thousand Eight Hundred Fifty-four Dollars (\$4,854) in the Law Enforcement Continuing Education Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the Law Enforcement Continuing Education Fund.

FISCAL ORDINANCE NO. 105, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional One Hundred Twenty-nine Thousand Dollars (\$129,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency, County Auditor, and Presiding Judge of the Municipal Court and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 106, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Six Hundred Dollars (\$600) in the County General Fund for purposes of the Superior Court, Criminal Division, Room II, and reducing certain other appropriations for that court.

FISCAL ORDINANCE NO. 107, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the Sanitation General Fund for purposes of the Department of Public Works, Sanitation Sewer Maintenance Division, and reducing certain other appropriations for that division.

FISCAL ORDINANCE NO. 108, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Forty-eight Thousand, Two Hundred Nine Dollars (\$48,209) in the City General Fund for purposes of the Department of Public Works, Administration Division, and reducing certain other appropriations for that department.

GENERAL ORDINANCE NO. 76, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 77, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 78, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 79, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

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GENERAL ORDINANCE NO. 80, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 81, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-331, Passenger and materials loading zone.

GENERAL ORDINANCE NO. 82, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 83, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours.

GENERAL ORDINANCE NO. 84, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

GENERAL ORDINANCE NO. 85, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 86, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 87, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-267, Parking prohibited at all times on certain streets.

GENERAL ORDINANCE NO. 88, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 89, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 90, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 91, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 92, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-136, Alteration of prima facie speed limit.

SPECIAL RESOLUTION NO. 60, 1989, honoring Eastwood Middle School Eaglettes.

SPECIAL RESOLUTION NO. 61, 1989, honoring IPD's Tactical Air Patrol.

SPECIAL RESOLUTION NO. 62, 1989, honoring the record breaking Indianapolis Indians.

SPECIAL RESOLUTION NO. 63, 1989, thanking the Fleet Management Study volunteers.

SPECIAL RESOLUTION NO. 64, 1989, approving and authorizing actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 65, 1989, urging Higher Education Commission to support expanded undergraduate and graduate programs at IUPUI.

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SPECIAL RESOLUTION NO. 66, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 67, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journals of September 26, 1989, and October 9, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 584, 1989. This proposal recognizes P. E. MacAllister. Councillor Curry asked that this proposal be postponed until November 6, 1989, because Mr. MacAllister was not able to be present. Without objection, Proposal No. 584, 1989, was postponed.

PROPOSAL NO. 585, 1989. This proposal concerns the Salvation Army. Councillor Mukes-Gaither, accompanied by Councillors Coughenour and Curry, read the resolution and presented a framed document to Captain Dallas Raby, who was present to represent the Salvation Army. Captain Raby thanked the Council and expressed his appreciation for the recognition. Councillor Mukes-Gaither moved, seconded by Councillor Coughenour, for adoption. Proposal No. 585, 1989, was adopted by unanimous voice vote.

Proposal No. 585, 1989, was retitled SPECIAL RESOLUTION NO. 68, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 68, 1989**

A SPECIAL RESOLUTION concerning the Salvation Army.

WHEREAS, one hundred years ago the Salvation Army arrived in Indianapolis to bring its love of God and practical humanitarian work to help this city's poor, its homeless and those addicted to alcohol and drugs; and

WHEREAS, during this century of service, the officers, soldiers and volunteers of the Salvation Army have established the Harbor Light Center for adult drug and alcohol rehabilitation, the Ruth Lilly Social Services Center as a safe haven for the homeless and abused women, the Eagle Creek, Fountain Square and Camp Elm facilities for children, the Senior Service Center for the elderly, the Christmas Bureau bell ringers since 1901 for Christmas food, clothing and toys for the city's needy, and an Emergency Services program for food, shelter and prayers during local disasters; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

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SECTION 1. The Indianapolis City-County Council congratulates and thanks the Salvation Army for its one hundred years of providing Christian charitable service to the residents of Indianapolis.

SECTION 2. The Council additionally calls upon the citizens of this city to continue their generous support of the Salvation Army as The Army continues its second century of work for those in our city who need a helping hand.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 544, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 544, 1989, on October 11, 1989. The proposal reappoints Judy Seubert to the Indianapolis-Marion County Board of Ethics. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath moved, seconded by Councillor Dowden, for adoption. Proposal No. 544, 1989, was adopted by unanimous voice vote.

Proposal No. 544, 1989, was retitled COUNCIL RESOLUTION NO. 46, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 46, 1989

A COUNCIL RESOLUTION reappointing Judy Seubert to the Indianapolis-Marion County Board of Ethics.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Board of Ethics, the Council reappoints:

Judy Seubert

SECTION 2. The appointment made by this resolution is for a term ending April 13, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until her respective successor is appointed and has qualified.

PROPOSAL NO. 545, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 545, 1989, on October 11, 1989. The proposal reappoints Fred Johnston to the Indianapolis-Marion County Board of Ethics. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor McGrath moved, seconded by Councillor Howard, for adoption. Proposal No. 545, 1989, was adopted by unanimous voice vote.

Proposal No. 545, 1989, was retitled COUNCIL RESOLUTION NO. 47, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 47, 1989

A COUNCIL RESOLUTION reappointing Fred Johnston to the Indianapolis-Marion County Board of Ethics.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Indianapolis-Marion County Board of Ethics, the Council reappoints:

Fred Johnston

SECTION 2. The appointment made by this resolution is for a term ending April 13, 1991. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.



## INTRODUCTION OF PROPOSALS

PROPOSAL NO. 577, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$4,600 for the Center Township Assessor to purchase a PC printer, software for payroll, personnel attendance records and other budget related matters"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 578, 1989. Introduced by Councillor Schneider. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION amending City-County Resolution No. 4, 1979, which established the Hospital Authority of Marion County, by repealing the section that restricted the issuance of bonds to its first ten years"; and the President referred it to the Economic and Development Committee.

PROPOSAL NO. 579, 1989. Introduced by Councillor Durnil. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$200,000 for the Department of Parks and Recreation, Administration Division, to make the second and final payment for acquisition of the Fatima property, 1313 S. Post Rd."; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 580, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$210,000 for the County Sheriff to pay additional salaries required by contractual settlements made after passage of the 1989 budget"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 581, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$24,000 for the County Sheriff to fund personal services for a Child Sexual Abuse Prevention & Awareness Program"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 582, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending a chapter of the Code dealing with Solid Waste"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 583, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls at Chesapeake and Scioto Streets"; and the President referred it to the Transportation Committee.

## MODIFICATION OF SPECIAL ORDERS

PROPOSAL NO. 595, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Robert G. Lugar to the Cable Franchise Board"; and the President referred it to the Administration Committee.

## SPECIAL ORDERS - PRIORITY BUSINESS

PROPOSAL NO. 576, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 576, 1989, on October 11, 1989. The

proposal is a special ordinance authorizing the City of Indianapolis to issue its "Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto. By a 5-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 576, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

0 NAYS

6 NOT VOTING: *Clark, Dowden, Mukes-Gaither, Rhodes, Solenberg, Williams*

Proposal No. 576, 1989, was retitled SPECIAL ORDINANCE NO. 17, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 17, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a partnership for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, City of Indianapolis, Indiana (the "Issuer") intends to issue its Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project) in an aggregate principal amount not to exceed \$7,100,000 (the "Series 1989 Bonds") pursuant to the Trust Indenture dated as of October 1, 1989 (the "Indenture") between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee") in order to obtain funds to lend to Morningside of College Park, an Indiana limited partnership (the "Company"), pursuant to the Loan Agreement dated as of October 1, 1989 (the "Loan Agreement") between the Issuer and the Company; and pursuant to the Security Agreement from the Company to the Issuer dated as of October 1, 1989 (the "Security Agreement"); and pursuant to the Real Estate Mortgage, Security Agreement, Assignment of Rents and Leases, Fixture Filing and Assignment from the Company to the Issuer dated as of October 1, 1989 (the "Mortgage") for the purpose of affecting a current refunding of the outstanding principal amount of the City of Indianapolis Economic Development First Mortgage Revenue Bond, Series 1984 (Morningside of College Park Project) (the "Original Bond"), which was issued for the purpose of financing the cost of acquisition, construction, installation and equipping of an approximately 158,470 square foot, 128 unit, multi-family residential rental facility for the elderly which is located at 8810 Colby Boulevard in College Park, Indianapolis, Indiana; the acquisition, construction, installation and equipping various site improvements at the facilities; and the acquisition and installation of machinery, equipment and furnishings for use in the facilities (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1989 Bonds and further provides (i) for the Company's repayment obligation to be evidenced by the Company's Note, Series 1989 (the "Series 1989 Note") and (ii) such loan and the Series 1989 Note to be secured by the lien and security interest therein provided for, (iii) for such loan and the Series 1989 Note to be further secured by the execution and delivery of the Collateral Assignment of Rents and Leases between the Company and the Trustee (as defined in the Loan Agreement) and (iv) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Credit Agreement to be dated as of the date of closing of this transaction, such date to be no

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later than ninety (90) days from the date of this Special Ordinance (the "Credit Agreement") among the Company, Morningside of College Park, and Bank One Indianapolis, NA; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Series 1989 Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1989 Bonds which are payable solely and only out of the payments to be made by the Company with respect to the Series 1989 Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Credit Agreement; and

WHEREAS, the Indianapolis Economic Development Commission on October 11, 1989 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the current refunding of the Original Bond which was issued to finance the Project which will continue to be owned by Morningside of College Park complies with the purposes and provision of the Act and that such financing will be of benefit to the health and general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Mortgage; 4) Security Agreement; 5) Land Use Restriction Agreement among the Issuer, the Company and the Trustee; 6) Placement Agreement among the Issuer, the Company, and Bank One, Indianapolis, N.A., as Placement Agent; 7) Preliminary Placement Memorandum; 8) the Credit Agreement (and the form of the Letter of Credit attached thereto as Exhibit A), and 8) the form of the City of Indianapolis Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the current refunding of the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1989 Bonds, the loan of the net proceeds thereof to the Company for the purposes of affecting the current refunding of the Project, and the repayment of said loan by the company will be of benefit to the health and general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Series 1989 Bonds in an aggregate principal amount not to exceed Seven Million One Hundred Thousand dollars (\$7,100,000) for the purpose of procuring funds to loan to the Company in order to affect a current refunding of the Original Bond which Series 1989 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Series 1989 Note in the principal amount of equal to the aggregate principal amount of the Series 1989 Bonds which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1989 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Series 1989 Bonds to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents. The use of the Placement Memorandum in substantially the same form as the Preliminary Placement Memorandum approved herein is approved for use and distribution by the Placement Agent designated in the Placement Agreement in connection with the marketing of the Series 1989 Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1989 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1989 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Series 1989 Bonds shall be dated the date of closing this transaction, such date to be no later than ninety (90) days from the date of this Special Ordinance. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1989 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a) through (a)(11).



SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Series 1989 Bonds and after the issuance of said Series 1989 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Series 1989 Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 586 - 594, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on October 20, 1989". The Council did not schedule Proposal Nos. 586 - 594, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 586 - 594, 1989, were retitled REZONING ORDINANCE NOS. 197 - 205, 1989, and are identified as follows:

REZONING ORDINANCE NO. 197, 1989. 89-Z-177 (AMENDED) WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 6  
6524 NORTH CARROLLTON AVENUE, INDIANAPOLIS.  
LAUREL R. WOODARD, by Constance J. Goodwin, requests the rezoning of .177 acre, being in the D-4 district, to the C-3 classification, amended to C-1, to provide for retail and office uses.

REZONING ORDINANCE NO. 198, 1989. 89-Z-180 FRANKLIN TOWNSHIP COUNCILMANIC DISTRICT NO. 13  
5450 EAST THOMPSON ROAD, INDIANAPOLIS.  
ENCORE III, by Raymond Good, requests the rezoning of 11.2 acres, being in the A-2 district, to the D-6 II classification to provide for the development of apartments.

REZONING ORDINANCE NO. 199, 1989. 89-Z-181 CENTER TOWNSHIP COUNCILMANIC DISTRICT NO. 22  
215 NORTH CLEVELAND STREET, INDIANAPOLIS.  
ALLRIGHT PARKING OF INDIANAPOLIS, INC., by Stephen A. Backer, requests the rezoning of 0.20 acre, being in the I-3-U/RC/HPS district, to the CBD-2/RC/HPS classification to provide for a commercial parking lot.

REZONING ORDINANCE NO. 200, 1989. 89-Z-182 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 5  
10809 EAST 21ST STREET, INDIANAPOLIS.  
JUSTUS HOME BUILDERS, INC., by Thomas Michael Quinn, requests the rezoning of 34.78 acres, being in the A-2 district, to the D-4 classification to provide for the development of a detached single-family residential subdivision.

REZONING ORDINANCE NO. 201, 1989. 89-Z-187 CENTER TOWNSHIP COUNCILMANIC DISTRICT NO. 21  
550 SOUTH CAPITOL AVENUE, INDIANAPOLIS.  
HAVENS-KOSTEN REALTY, by Stephen D. Mears, requests the rezoning of 2.75 acres, being in the I-3-U/RC district, to the CBD-2/RC classification to provide for a hotel.

REZONING ORDINANCE NO. 202, 1989. 89-Z-190 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 13  
10612 EAST WASHINGTON STREET, INDIANAPOLIS.  
WASHINGTON PARK CEMETERY ASSOCIATION, INC., by Wilson S. Stober, requests the rezoning of 0.7 acre, being in the C-1 district, to the SU-10 classification to provide for the construction of a cemetery administrative building.

REZONING ORDINANCE NO. 203, 1989. 89-Z-193 WARREN TOWNSHIP COUNCILMANIC DISTRICT NO. 12  
2525 NORTH SHADELAND DRIVE, INDIANAPOLIS.  
WESTERN SELECT PROPERTIES L.P., by Jeffrey A. Abrams, requests the rezoning of 31.5 acres, being in the C-S and I-3-S district, to the C-S classification to provide for a truck terminal.

REZONING ORDINANCE NO. 204, 1989. 89-Z-201 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 6  
5520 NORTH MERIDIAN STREET, INDIANAPOLIS.  
MERIDIAN STREET UNITED METHODIST CHURCH, by Harry F. McNaught, Jr., requests the rezoning of 0.5 acres, being in the SU-1 district, to the D-2 classification to legally establish the use of an existing 2 1/2 story residence.

REZONING ORDINANCE NO. 205, 1989. 89-Z-217 WASHINGTON TOWNSHIP COUNCILMANIC DISTRICT NO. 6  
5503 NORTH ILLINOIS STREET, INDIANAPOLIS.



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UNITED METHODIST CHURCH, by Harry F. McNaught, requests the rezoning of 0.2 acre, being in the D-2 district, to the SU-1 classification to provide for the expansion of a church parking lot.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 495, 1989. The proposal appropriates \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs. Councillor Cottingham reported that the County and Townships Committee has not yet heard Proposal No. 495, 1989, and he asked that the proposal be postponed until November 6, 1989. Without objection, Proposal No. 495, 1989, was postponed.

PROPOSAL NO. 496, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 496, 1989, on October 10, 1989. The proposal transfers and appropriates \$7,000 for the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IMAGIS. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:24 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Golc, for adoption. Proposal No. 496, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Boyd, Rhodes, Solenberg*

Proposal No. 496, 1989, was retitled FISCAL ORDINANCE NO. 109, 1989, and reads as follows:

#### CITY-COUNTY FISCAL ORDINANCE NO. 109, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Dollars (\$7,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing certain other appropriations for that office.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (o) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IMAGIS.

SECTION 2. The sum of Seven Thousand Dollars (\$7,000), be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
2. Supplies	\$1,000
4. Capital Outlay	<u>6,000</u>
TOTAL INCREASE	\$7,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DECATUR TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	<u>\$7,000</u>

TOTAL REDUCTION

\$7,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 538, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 538, 1989, on October 11, 1989. The proposal appropriates \$24,853 for the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and to purchase replacement units in case of equipment losses. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:25 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 538, 1989, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams

0 NAYS

4 NOT VOTING: Cottingham, Mukes-Gaither, Rhodes, Solenberg

Proposal No. 538, 1989, was retitled FISCAL ORDINANCE NO. 110, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 110, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-four Thousand Eight Hundred Fifty-three Dollars (\$24,853) in the Home Detention Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the Home Detention Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and purchase replacement units in case of equipment losses.

SECTION 2. The sum of Twenty-four Thousand Eight Hundred Fifty-three Dollars (\$24,853) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>HOME DETENTION FUND</u>
3. Other Services & Charges	\$23,000
4. Capital Outlay	<u>1,853</u>
TOTAL INCREASE	\$24,853

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>HOME DETENTION FUND</u>
Unappropriated and Unencumbered	
Home Detention Fund	<u>\$24,853</u>
TOTAL REDUCTION	\$24,853

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 539, 1989. Per Chairman Dowden's request, Councillor Irvin reported that the Public Safety and Criminal Justice Committee heard Proposal No.

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539, 1989, on October 11, 1989. The proposal appropriates \$59,640 for the Marion County Community Corrections Agency to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program. By a 6-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:36 p.m.

James Maierson, a resident, stated that he is in full support of this proposal. He believes that the wilderness training program is an excellent alternative to incarceration of the youth.

Larry Veal, a resident, stated his support for the proposal. He explained that it is not a summer camp. This program will allow the youth to become someone and will encourage the youth to have a better life, rather than being incarcerated.

Councillor Borst stated there were two things that bothered him concerning this program: (1) four weeks in the wilderness cannot change someone for the better; and (2) this program cannot change the youth without family support, because after the program is over the youth will return home and continue associating with the same people as before and it will not change anything.

There being no further testimony, Councillor Irvin moved, seconded by Councillor Howard, for adoption. Proposal No. 539, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Boyd, Brooks, Cottingham, Coughenour, Curry, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Shaw, Strader, West, Williams*

*7 NAYS: Borst, Clark, Dowden, Dumil, McGrath, Ruhmkorff, Schneider*

*1 NOT VOTING: Solenberg*

Proposal No. 539, 1989, was retitled FISCAL ORDINANCE NO. 111, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 111, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-nine Thousand Six Hundred Forty Dollars (\$59,640) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and the County Auditor reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) and (b) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency and County Auditor to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program.

SECTION 2. The sum of Fifty-nine Thousand Six Hundred Forty Dollars (\$59,640) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

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<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$40,590
2. Supplies	10,005
 <u>COUNTY AUDITOR</u>	
1. Personal Services (fringes)	<u>9,045</u>
TOTAL INCREASE	\$59,640

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	<u>\$59,640</u>
TOTAL REDUCTION	\$59,640

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 540, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 540, 1989, on October 11, 1989. The proposal appropriates \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program. By a 4-3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden asked that the proposal be postponed until November 6, 1989. Without objection, Proposal No. 540, 1989, was postponed.

PROPOSAL NO. 542, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 542, 1989, on October 11, 1989. The proposal appropriates \$45,473 for the County Sheriff to continue the Victims Assistance Program. By a 9-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 7:46 p.m.

Ruth Loftus, a resident, spoke against this proposal. She indicated that she herself had been a victim at one time, and she had not received any assistance or support, and with this type of victim assistance the money can go elsewhere.

Councillor Shaw asked what the current procedure is for the victims assistance program. Joseph Shelton, Director of Public Safety, explained that the victims should call the police and they will file a report and then a follow-up report is given to the victim.

There being no further testimony, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 542, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Cottingham, Clark, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gather, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

0 NAYS

1 NOT VOTING: *Solenberg*

Proposal No. 542, 1989, was retitled FISCAL ORDINANCE NO. 112, 1989, and reads as follows:



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CITY-COUNTY FISCAL ORDINANCE NO. 112, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty-five Thousand Four Hundred Seventy-three Dollars (\$45,473) in the State and Federal Grant Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (z) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to continue the Victims Assistance Program.

SECTION 2. The sum of Forty-five Thousand Four Hundred Seventy-three Dollars (\$45,473) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$43,320
3. Other Services & Charges	2,153
TOTAL INCREASE	\$45,473

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$45,473
TOTAL REDUCTION	\$45,473

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 447, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 447, 1989, on October 18, 1989. The proposal amends the code in regard to Section 2, Merit board, and Section 9, Discipline. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Dowden moved, seconded by Councillor Shaw, to strike. Proposal No. 447, 1989, was stricken by consent.

PROPOSAL NO. 537, 1989. Councillor Shaw reported that the Public Safety and Criminal Justice Committee heard Proposal No. 537, 1989, on October 18, 1989. The proposal amends the Code establishing a Citizens Police Complaint office and repeals Section 8, Appendix B, Part IV, dealing with Community Relations office. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Clark moved, seconded by Councillor Giffin, to amend Section 3-305 of the proposal, by: (1) changing Section 3-305 (b) (last sentence) to read "The Mayor shall appoint three members, and the City-County Council shall appoint three members."; (2) deleting paragraphs (b)(1) through (b)(6), and all of (c) and (d); (3) changing paragraph (e) to read as "(c)" and (f) to read as "(d)"; and (4) changing the word "Mayor" in (d) to read as "appointing officials".

Following further comments, Councillor Durnil moved, seconded by Councillor Gilmer, to cut off the debate. Consent was given.

Proposal No. 537, 1989, was amended on the following roll call vote; viz:

18 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw,  
10 NAY: Boyd, Curry, Golc, Hawkins, Howard, Jones, Moriarty, Strader, West, Williams  
1 NOT VOTING: Solenberg

The City-County Council meeting was recessed at 8:50 p.m.

The City-County Council meeting convened at 9:00 p.m.

Councillor Gilmer, seconded by Councillor McGrath, called the previous question to cut off all debate. Consent was given.

Councillor Shaw moved, seconded by Councillor Howard, for adoption. Councillor Boyd explained his vote, stating that he does not approve of the "watered down" version of Proposal No. 537, 1989, in lieu of his own Proposal No. 447, 1989, which was stricken. He explained that he and Councillor Williams have been working on this for many months and are disappointed with the new proposal in lieu of their own.

Proposal No. 537, 1989, As Amended, was adopted on the following roll call vote; viz:

19 YEAS: Borst, Boyd, Clark, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, SerVaas, Shaw, Strader, West, Williams  
9 NAYS: Brooks, Cottingham, Coughenour, Curry, Dowden, McGrath, Rhodes, Ruhmkorff, Schneider,  
1 NOT VOTING: Solenberg

Proposal No. 537, 1989, As Amended, was retitled GENERAL ORDINANCE NO. 93, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 93, 1989

A GENERAL ORDINANCE establishing a citizens police complaint process, amending the "Code of Indianapolis and Marion County, Indiana," and repealing Section 8, Appendix B, Part IV.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Code of Indianapolis and Marion County is hereby amended by adopting new sections 3-304 through 3-308 to read as follows:

Sec. 3-304. Citizens Police Complaint office. There shall be established the Citizens Police Complaint Office as a part of the Department of Public Safety. Any complaint of a citizen against a police officer alleging that the officer used profane and abusive language or gestures toward the complainant, intentionally destroyed or damaged the real or personal property of the complainant, exceeded his/her authority as a police officer, or acted in violation of Indianapolis Police Department rules and regulations or orders may be filed in the Citizens Police Complaint Office. Each complaint shall be filed within one-hundred and eighty (180) days of the action giving rise to the complaint, shall be in writing and shall be signed by the person making the complaint who shall affirm under the penalties for perjury that the representations contained therein are true.

Sec. 3-305. Citizens Police Complaint Board established. There shall be established a Citizens Police Complaint Board composed of nine (9) members to be appointed by the Mayor.

(a) Three (3) of these members shall be representatives of the Indianapolis Police Department. The Mayor shall appoint as one (1) of these three (3) members the officer who heads the Community Relations Unit of the

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Police Department. The Mayor shall appoint as the second of these three (3) members an officer chosen from a list of three (3) names provided by the Indianapolis Fraternal Order of Police Lodge No. 86, Inc. The Mayor shall appoint as the third of these three (3) members any other active member of the Indianapolis Police Department holding the rank of sergeant or below.

(b) Six (6) of these members shall be citizens who are residents of the police special service district. The Mayor shall appoint three members, and the City-County Council shall appoint three members.

(c) The Mayor shall select one (1) member to serve as president of the Citizens Police Complaint Board.

(d) All members shall serve at the pleasure of the appointing officials.

Sec. 3-306. Duties of Citizens Police Complaint Board.

The Citizens Police Complaint Board shall meet as often as necessary to consider all complaints which it deems appropriate to process and review, but no less than quarterly. The Citizens Police Complaint Board shall set rules for its governance and shall establish its procedures for processing complaints and for ensuring notification to citizens of the status and disposition of their complaints.

Sec. 3-307. Executive Direct Staffing.

(a) The Director of the Department of Public Safety shall appoint a full-time Executive Director of the Citizens Police Complaint Office. The Executive Director shall be supervised by and subject to review and evaluation by the Director of Public Safety, in consultation with the members of the Citizens Police Complaint Board. The duties of the Executive Director shall include:

(1) managing the Citizens Police Complaint Office, including its staff;

(2) reviewing and screening complaints filed in the Citizens Police Complaint Office to determine which complaints merit consideration by the Citizens Police Complaint Board; and

(3) enhancing communications and good will between the police and the citizenry.

(b) The Executive Director shall have the full support, cooperation and investigative help of the Internal Affairs Section of the Indianapolis Police Department and shall be in regular communication with the Chief of Police. The Executive Director may make recommendations to the Chief of Police concerning matters of conduct and recurring issues that are processed by the Citizens Police Complaint Office. The Executive Director shall also provide periodic reports for publication in the Police Annual Report.

(c) Staffing and budget recommendations for the Citizens Police Complaint Office shall be made by the Director of Public Safety in consultation with the Executive Director.

Sec. 3-308. Complaint Procedures.

(a) Upon the filing of a complaint, the Executive Director shall immediately notify the Chief of Police or the Chief's designee of the general nature of the complaint and shall immediately forward a copy of the complaint to the officer involved. The Executive Director may then recommend to the Chief of Police that an investigation of the complaint be conducted by the Internal Affairs Section. The Executive Director, on behalf of the Citizens Police Complaint Board, may conduct his/her own investigation, either instead of or simultaneously with any investigation by the Internal Affairs Section. Alternately, the Executive Director may attempt to resolve a complaint without investigation.

(b) If a complaint is sustained by the Internal Affairs Section, the disposition of the complaint shall be communicated to the Executive Director and the Chief of Police. The Citizens Police Complaint Board through the Executive Director may, within three (3) days of receipt of the disposition, provide its comments about the adequacy of the investigation to the Chief of Police and to the Board of Captains, if convened by the Chief, for consideration. If a complaint is sustained by the Citizens Police Complaint Board following investigation by the Executive Director, such findings shall be communicated to the Chief of Police.

(c) If the complaint is not sustained by the Internal Affairs Section, such disposition shall be communicated to the Executive Director and the Citizens Police Complaint Board which may then proceed in one or more of the following ways:

(1) The Executive Director and the Citizens Police Complaint Board may conduct their own investigation, if they have not already done so; and/or



(2) The Executive Director and the Citizens Police Complaint Board may request that the Chief of Police and/or the Internal Affairs Section reopen the investigation or reconsider the disposition of the complaint; and/or

(3) (i) The Citizens Police Complaint Board may conduct an informal administrative hearing on the complaint. The Citizens Police Complaint Board shall fix the time and place of such hearing which shall be held within one hundred and eighty (180) calendar days from the date the complaint is accepted by the Citizens Police Complaint Office. The Citizens Police Complaint Office shall give written notice to all parties and witnesses at least fifteen (15) days in advance of the scheduled hearing.

(ii) For the purpose of any hearing before it, the Citizens Police Complaint Board shall have the power to subpoena witnesses which power shall be enforceable by the Marion County circuit or superior courts but shall have no disciplinary powers. Any police officer ordered to appear before the Citizens Police Complaint Board may be represented by counsel. After hearing the evidence, the Citizens Police Complaint Board shall, by majority vote, determine whether or not such complaint shall be presented to the Chief of Police for further action, if any, pursuant to Sec. 3-319 of the Code of Indianapolis and Marion County, Indiana.

(d) The ultimate authority to decide whether or not to sustain a complaint and discipline a police officer shall remain with the Chief of Police subject to review by the Indianapolis Civilian Police Merit Board, if permitted or required by law.

SECTION 2. Section 8 of Part IV of Appendix B of the Code of Indianapolis and Marion County, Indiana, is hereby superceded and repealed.

SECTION 3. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 4. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NOS. 347, 512, 546, 547, 548, and 550, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 347, 512, 546, 547, 548, and 550, 1989, on October 18, 1989. Proposal No. 347, 1989, amends the Code by authorizing a weight limit restriction on Franklin Road from Washington Street to 21st Street. Proposal No. 512, 1989, amends the Code by authorizing a four-way stop at the intersection of Alabama Street and 13th Street. Proposal No. 546, 1989, amends the Code by authorizing a stop sign on Harding Street at Thompson Road. Proposal No. 547, 1989, amends the Code by authorizing a traffic signal at the intersection of Sherman Drive and Stop 11 Road. Proposal No. 548, 1989, amends the Code by authorizing a 4-way stop at the intersection of North Street and Tuxedo Street. Proposal No. 550, 1989, amends the Code by authorizing a 4-way stop at the intersections of Tuxedo Street and 11th Street and Tuxedo Street and 13th Street. By 4-0 votes, the Committee reported Proposal Nos. 546, 547, 548, and 550, 1989, to the Council with the recommendation that they do pass. By a 3-0-1 vote, Proposal No. 347, 1989, was reported with the recommendation that it do pass, and by a 4-0 vote, Proposal No. 512, 1989, was reported with the recommendation that it do pass as amended. Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal Nos. 347, 512, 546, 547, 548, and 550, 1989, were adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Howard, Shaw, Solenberg*



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Proposal No. 347, 1989, was retitled GENERAL ORDINANCE NO. 94, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 94, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Franklin Road, from Washington Street to 21st Street

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 512, 1989, was retitled GENERAL ORDINANCE NO. 95, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 95, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 1	Alabama St & 13th St	Alabama St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 1	Alabama St & 13th St	None	4-way stop with flasher

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 546, 1989, was retitled GENERAL ORDINANCE NO. 96, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 96, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the addition of the following, to wit:

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<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
38, Pg. 1	Harding St & Thompson	Thompson Rd	Stop

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 547, 1989, was retitled GENERAL ORDINANCE NO. 97, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 97, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 3	Sherman Dr & Stop 11 Rd	None	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
47, Pg. 3	Sherman Dr & Stop 11 Rd	None	Signal

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 548, 1989, was retitled GENERAL ORDINANCE NO. 98, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 98, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 15	North St & Tuxedo St	North St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
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26, Pg. 15	North St & Tuxedo St	None	Stop
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SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 550, 1989, was retitled GENERAL ORDINANCE NO. 99, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 99, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 18	Tuxedo St & 11th St	Tuxedo St	Stop
26, Pg. 18	Tuxedo St & 13th St	Tuxedo St	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection control changes, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
26, Pg. 18	Tuxedo St & 11th St	None	Stop
26, Pg. 18	Tuxedo St & 13th St	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 535, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 535, 1989, on October 10, 1989. The proposal transfers and appropriates \$225,000 for the Marion County Healthcare Center to cover a shortage in the supply budget and increase contractual services for continued laundry service, computer, consulting, physical service, pharmacy service and physical therapy. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 535, 1989, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, West, Williams  
0 NAYS  
4 NOT VOTING: Brooks, Schneider, Solenberg, Strader

Proposal No. 535, 1989, was retitled FISCAL ORDINANCE NO. 113, 1989, and reads as follows:

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CITY-COUNTY FISCAL ORDINANCE NO. 113, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the County General Fund for purposes of the Marion County Healthcare Center and reducing certain other appropriations for that Center.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (L) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Healthcare Center to cover a shortage in the supply budget and increase Contractual Services for continued laundry service, computer consulting, physician service, pharmacy service and physical therapy.

SECTION 2. The sum of Two Hundred Twenty-five Thousand Dollars (\$225,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY HEALTHCARE CENTER</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$ 65,000
3. Other Services & Charges	<u>160,000</u>
TOTAL INCREASE	\$225,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY HEALTHCARE CENTER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$ 40,000
4. Capital Outlay	<u>185,000</u>
TOTAL REDUCTION	\$225,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 536, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 536, 1989, on October 10, 1989. The proposal transfers and appropriates \$100,000 for the Clerk of the Circuit Court to hire temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Gilmer, for adoption. Proposal No. 536, 1989, was adopted on the following roll call vote; viz:

22 YEAS: Borst, Cottingham, Coughenour, Curry, Dowden, Dumil, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West

1 NAY: Williams

6 NOT VOTING: Boyd, Brooks, Clark, Giffin, Solenberg, Strader

Proposal No. 536, 1989, was retitled FISCAL ORDINANCE NO. 114, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 114, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing certain other appropriations for that Department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:



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SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (d) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Clerk of the Circuit Court to transfer funds for hiring temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II.

SECTION 2. The sum of One Hundred Thousand Dollars (\$100,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
3. Other Services & Charges	\$100,000
TOTAL INCREASE	\$100,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CLERK OF THE CIRCUIT COURT</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$100,000
TOTAL REDUCTION	\$100,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 541, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 541, 1989, on October 11, 1989. The proposal transfers and appropriates \$26,640 for the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units. By a 8-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 541, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*  
0 NAYS  
1 NOT VOTING: *Solenberg*

Proposal No. 541, 1989, was retitled FISCAL ORDINANCE NO. 115, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 115, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Twenty-six Thousand Six Hundred Forty Dollars (\$26,640) in the County Correction Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (aaa) of the City- County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units.

SECTION 2. The sum of Twenty-six Thousand Six Hundred Forty Dollars (\$26,640) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>COUNTY CORRECTION FUND</u>
3. Other Services & Charges	\$26,640
TOTAL INCREASE	\$26,640

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SECTION 4. The said increased appropriation is funded by the following reductions:

<u>MARION COUNTY COMMUNITY CORRECTIONS AGENCY</u>	<u>COUNTY CORRECTION FUND</u>
4. Capital Outlay	\$26,640
TOTAL REDUCTION	\$26,640

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 543, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 543, 1989, on October 12, 1989. The proposal transfers and appropriates \$500,000 for the Department of Public Works, Liquid Waste Operations, to purchase computers for the IMAGIS consortium. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Boyd, for adoption. Proposal No. 543, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Ser-Vaas, Shaw, Strader, West, Williams

0 NAYS

5 NOT VOTING: Clark, Dowden, Hawkins, Schneider, Solenberg

Proposal No. 543, 1989, was retitled FISCAL ORDINANCE NO. 116, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 116, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Sanitation General Fund for purposes of the Department of Public Works Liquid Waste Operations and reducing certain other appropriations for that division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Public Works Liquid Waste Operations to transfer money to purchase computers for the IMAGIS consortium.

SECTION 2. The sum of Five Hundred Thousand Dollars (\$500,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SANITATION GENERAL FUND</u>
<u>LIQUID WASTE OPERATIONS</u>	
3. Other Services & Charges	\$500,000
TOTAL INCREASE	\$500,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF PUBLIC WORKS</u>	<u>SANITATION GENERAL FUND</u>
<u>LIQUID WASTE OPERATIONS</u>	
4. Capital Outlay	\$500,000
TOTAL REDUCTION	\$500,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL 549, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 549, 1989, on October 18, 1989. The proposal amends the Code by authorizing intersection controls in the Robertson Village, Sunset Lake, and Har-

October 23, 1989

bour Pines N. subdivision. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it be stricken. Councillor Gilmer moved, seconded by Councillor McGrath, to strike. Proposal No. 549, 1989, was stricken by consent.

### NEW BUSINESS

President SerVaas announced that this was the last opportunity for changes for the 1990 calendar of meetings. If anyone has problems they are to contact the council office immediately.

### ANNOUNCEMENTS AND ADJOURNMENT

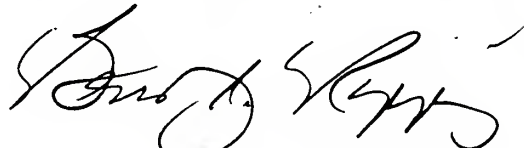
There being no further business, upon motion duly made and seconded, the meeting adjourned at 8:45 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 23rd day of October, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)





**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, NOVEMBER 6, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:09 p.m. on Monday, November 6, 1989, with Councillor SerVaas presiding.

Councillor Gilmer introduced Rev. J. K. Stephens, Pastor of Trader's Point Christian Church, who lead the opening prayer. Councillor Gilmer invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Curry*

A quorum of twenty-eight members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

*Journal of City-County Council*

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, November 6, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

October 24, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, October 26, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 579, 580, and 581, 1989, to be held on Monday, November 6, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

October 25, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 109, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Dollars (\$7,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 110, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-four Thousand Eight Hundred Fifty-three Dollars (\$24,853) in the Home Detention Fund for purposes of the Marion County Community Corrections Agency and reducing the unappropriated and unencumbered balance in the Home Detention Fund.

FISCAL ORDINANCE NO. 111, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty-nine Thousand Six Hundred Forty Dollars (\$59,640) in the State and Federal Grant Fund for purposes of the Marion County Community Corrections Agency and the County Auditor and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

*November 6, 1989*

FISCAL ORDINANCE NO. 112, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Forty-five Thousand Four Hundred Seventy-three Dollars (\$45,473) in the State and Federal Grant Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 113, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Two Hundred Twenty-five Thousand Dollars (\$225,000) in the County General Fund for purposes of the Marion County Healthcare Center and reducing certain other appropriations for that Center.

FISCAL ORDINANCE NO. 114, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thousand Dollars (\$100,000) in the County General Fund for purposes of the Clerk of the Circuit Court and reducing certain other appropriations for that Department.

FISCAL ORDINANCE NO. 115, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Twenty-six Thousand Six Hundred Forty Dollars (\$26,640) in the County Correction Fund for purposes of the Marion County Community Corrections Agency and reducing certain other appropriations for that Agency.

FISCAL ORDINANCE NO. 116, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Hundred Thousand Dollars (\$500,000) in the Sanitation General Fund for purposes of the Department of Public Works, Liquid Waste Operations and reducing certain other appropriations for that division.

GENERAL ORDINANCE NO. 93, 1989, establishing a citizens police complaint process, amending the "Code of Indianapolis and Marion County, Indiana", and repealing Section 8, Appendix B, Part IV.

GENERAL ORDINANCE NO. 94, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

GENERAL ORDINANCE NO. 95, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 96, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 97, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 98, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

GENERAL ORDINANCE NO. 99, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

SPECIAL ORDINANCE NO. 17, 1989, authorizing the City of Indianapolis to issue its "adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 68, 1989, concerning the Salvation Army.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### ADOPTION OF THE AGENDA

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### APPROVAL OF JOURNALS

President SerVaas called for additions or corrections to the Journal of October 23, 1989. There being no additions or corrections, the minutes were approved as distributed.

### PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS

PROPOSAL NO. 584, 1989. This proposal recognizes P. E. MacAllister. Councillor Coughenour, accompanied by Councillors Borst, Cottingham and Rhodes, read the resolution and presented a framed document to P. E. MacAllister, who expressed his appreciation for the recognition. Councillor Coughenour moved, seconded by Councillor Cottingham, for adoption. Proposal No. 584, 1989, was adopted by unanimous voice vote.

Proposal No. 584, 1989, was retitled SPECIAL RESOLUTION NO. 69, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL RESOLUTION NO. 69, 1989

A SPECIAL RESOLUTION recognizing Mr. P. E. MacAllister.

WHEREAS, Mayor William H. Hudnut, III, acting upon an Indianapolis City-County Council request, appointed on April 4, 1989 a broad based study committee named Public Entrepreneurship, Productivity, Privatization, Efficiency and Restructuring, which became known as PEPPER, whose goals were to examine ways to reduce the cost of local government services, and to evaluate the local governmental structure and suggest how Indianapolis and Marion County might work together better and more efficiently; and

WHEREAS, Mayor Hudnut asked Indianapolis businessman P. E. MacAllister --who was involved on a volunteer basis twenty years ago when Unified Government was conceived, developed and presented to the State Legislature-- to return as a volunteer to chair this intensive study; and

WHEREAS, Mr. MacAllister provided outstanding leadership, developed sub-committees and task teams, documented findings, and successfully completed this enormous civic undertaking with humility, good humor, fairness to all views, honor and dignity; now, therefore:

#### BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council commends and thanks Mr. P. E. MacAllister for his many long hours of service to the community while serving as Chairman of the PEPPER Committee from April through October, 1989.

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.



November 6, 1989

PROPOSAL NO. 604, 1989. This proposal congratulates Mary Kay Baker. Mrs. Baker was named Indiana's Teacher of the Year. Councillor Borst read the resolution and presented a framed document to Mary Kay Baker, who expressed her appreciation for the recognition. Councillor Borst moved, seconded by Councillor West, for adoption. Proposal No. 604, 1989, was adopted by unanimous voice vote.

Proposal No. 604, 1989, was retitled SPECIAL RESOLUTION NO. 70, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 70, 1989

A SPECIAL RESOLUTION congratulating Mary Kay Baker.

WHEREAS, on October 18, 1989, Mary Kay Baker of RISE Learning Center, Perry Township Schools, was named Indiana's Teacher of the Year; and

WHEREAS, Mrs. Baker emphasizes teaching children that development of the mind and body together are important, and that a healthy body allows a person to spend more quality time developing the mind; and

WHEREAS, in 1987, Mrs. Baker helped implement a Special Olympics aquatics program at the IUPUI Natatorium, and currently volunteers as a local coordinator for the Special Olympics; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates Mary Kay Baker for earning the Indiana Teacher of the Year Award.

SECTION 2. The Council wishes Mrs. Baker well in the national round of competition, and expresses pride that the state award has already been earned by this outstanding local teacher.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 614, 1989. This proposal stops the effective date of the Transportation Board Resolution 89-38, temporarily regulating traffic from Monument Circle and connecting streets. Councillor Borst moved, seconded by Councillor Cottingham, to amend Proposal No. 614, 1989, by deleting the words "and parking" from Section 1. Proposal No. 614, 1989, was amended by unanimous voice vote.

Councillor West stated that Joseph Shelton, Director of Public Safety, does not plan to have the resolution go into effect until January 1, 1990, because of the lighting of Christmas decorations.

Councillor Irvin moved, seconded by Councillor Gilmer, to amend Proposal No. 614, 1989, by the following motion:

CITY-COUNTY COUNCIL MOTION

Mr. President:

I move that City-County Council Proposal No. 614, 1989, be amended by adding to Section 1 the following:

Until further action by the Council, no barricades shall be placed so as to restrict motor vehicle access to Monument Circle; and the chief of police is urged to patrol Monument Circle with horse patrol and meter enforcement personnel to prevent traffic congestion.

---

Councillor Ray Irvin

Councillor Howard stated that he believes there is no problem during the day on the Circle concerning traffic flow and parking. The problem lies after 6:00 p.m. when the young people come downtown and use the Circle for their "cruising" enjoyment. He said that the Circle should be left alone during the day, and possibly have barricades put around the Circle at night to control the situation.

Councillors Boyd and Borst indicated that this amendment would restrict the police department from doing its job.

Councillor Schneider stated that he also was against the amendment, because a famous focal point, such as the Circle, should not be restricted.

Councillor Clark is against having barricades placed at the Circle, and he believes the City needs to stress to the police department that they need to be in control and direct the traffic flow from each corner of the Circle. If the police would "supervise" the Circle on a continual basis, barricades would not be necessary. Mr. Shelton explained that there is not enough manpower to stand at the four corners seven days a week. He stated that the barricades will be removed during the holiday season, and the traffic flow would be allowed to go around the Circle to see the Christmas lighting.

Councillor Shaw also was in opposition of the barricades because they do not "look good".

Mr. Shelton explained that this resolution was only for a 90-day period for a trial basis to see if it will work. He indicated that once traffic gets out of control, it is very difficult to bring it back into control.

Councillor Irvin believes that just because young people are abusing the traffic situation at nights, not everyone should be penalized for that.

Councillor Schneider asked Mr. Shelton if using the barricades is the only way to control how many times a person goes around the Circle. He replied yes.

Councillor Coughenour called the previous question.

Councillor SerVaas stated that the street around the Circle is a state highway and it is also a famous monument to the state. Large cities do not have barricades to control traffic, and he would hope that the police department could find personnel to direct the traffic at the Circle. He believes that barricades are not the solution, and they should be used only to control traffic during special occasions.

Councillor Irvin's amendment failed on the following roll call vote; viz:

*14 YEAS: Brooks, Clark, Cottingham, Coughenour, Giffin, Gilmer, Holmes, Irvin, Moriarty, Mukes-Gaither, Ruhmkorff, SerVaas, Shaw, Williams*

*14 NAYS: Borst, Boyd, Dowden, Durnil, Golc, Hawkins, Howard, Jones, McGrath, Rhodes, Schneider, Solenberg, Strader, West*

*1 NOT VOTING: Curry*

Councillor Howard moved, seconded by Councillor Irvin to amend Proposal No. 614, 1989, by adding the word "permanent" to precede "barricades" in Councillor Irvin's motion.

November 6, 1989

Proposal No. 614, 1989, was amended on the following roll call vote; viz:

*16 YEAS: Brooks, Clark, Cottingham, Coughenour, Giffin, Gilmer, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Ruhmkorff, SerVaas, Shaw, West*

*12 NAYS: Borst, Boyd, Dowden, Dumil, Golc, Hawkins, McGrath, Rhodes, Schneider, Solenberg, Strader, Williams*

*1 NOT VOTING: Curry*

Councillor Gilmer moved, seconded by Councillor McGrath, for adoption. Proposal No. 614, 1989, As Amended, was adopted on the following roll call vote; viz:

*23 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

*2 NAYS: Borst, Solenberg*

*4 NOT VOTING: Curry, Dowden, Dumil, Golc*

Proposal No. 614, 1989, As Amended, was retitled SPECIAL RESOLUTION NO. 71, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 71, 1989

A SPECIAL RESOLUTION stopping the effective date of the Transportation Board Resolution 89-38, temporarily regulating traffic from Monument Circle and connecting streets.

WHEREAS, Section 2-4 of the "Code of Indianapolis and Marion County, Indiana", provides that the City-County Council may stay the taking effect of Board regulations pending review by the City-County Council; and

WHEREAS, the Council finds that there is considerable public opposition to the regulation contained in Transportation Board Resolution 89-38; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Enforcement of Transportation Board Resolution 89-38, regulating traffic flow on Monument Circle and connecting streets, is hereby stayed until January 17, 1990, to allow the City-County Council to review such regulations and consider appropriate action. Until further action by the Council, no permanent barricades shall be placed so as to restrict motor vehicle access to Monument Circle; and the chief of police is urged to patrol Monument Circle with horse patrol and meter enforcement personnel to prevent traffic congestion.

SECTION 2. Transportation Board Resolution 89-38 shall become effective on January 18, 1990, if neither the City-County Council nor the Transportation Board has taken any other action thereon.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 595, 1989. Councillor Cottingham chaired this committee meeting in Chairman Rhode's absence; therefore, Councillor Cottingham reported that the Administration Committee heard Proposal No. 595, 1989, on October 30, 1989. The proposal appoints Robert G. Lugar to the Cable Franchise Board. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 595, 1989, was adopted by unanimous voice vote.

Proposal No. 595, 1989, was retitled COUNCIL RESOLUTION NO. 49, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 49, 1989

A COUNCIL RESOLUTION appointing Robert G. Lugar to the Cable Franchise Board.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. As a member of the Cable Franchise Board, the Council appoints:

Robert G. Lugar

SECTION 2. The appointment made by this resolution is for a term ending December 31, 1990. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

Councillor Williams asked why Proposal No. 605, 1989, was being referred to the County and Townships Committee rather than the Committee of the Whole. She explained that the proposal simply asks that the County and Townships Committee review the internal procedures that are implemented concerning court costs and fines by the Marion County Clerk. Because the proposal simply asks that they research this and report back to the Council, she believes it should go to the Committee of the Whole.

Councillor SerVaas explained that it was standard procedure to have this type of proposal go to the committee. Councillor Cottingham indicated that the County and Townships Committee could hear the proposal on November 14.

### **INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 596, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$110,000 for the Department of Administration, Central Equipment Management, for preparation of vehicles for auction and for contractual towing services as well as for Riverside Tire Shop's modifications"; and the President referred it to the Administration Committee.

PROPOSAL NO. 597, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$5,000 for the Department of Administration, Purchasing Division, to purchase needed capital assets"; and the President referred it to the Administration Committee.

PROPOSAL NO. 598, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$16,500 for the Warren Township Assessor to pay for additional professional reassessment appraisal services"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 599, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$7,368 for the Domestic Relations Counseling Bureau to purchase a computer, printer and seven lateral file cabinets"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 600, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$1,500 for the Superior Court, Civil Division, Room Seven, to purchase a printer"; and the President referred it to the Public Safety and Criminal Justice Committee.



PROPOSAL NO. 601, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$50,000 for the Marion County Justice Agency to support the project titled "On-Bench Automated Generation and Filing of Standard Court Orders," which will develop, implement and evaluate on-line orders within the criminal courts"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 602, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE declaring a necessity for the construction of fire stations, a special units facility, and a public safety answering point for the benefit of the IFD, the IPD and Wishard"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 603, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code, Chapter 2, Administration, by adding a new Section 2-452, dealing with bad check charges"; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 605, 1989. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION concerning court costs and fines"; and the President referred it to the Whole Committee.

PROPOSAL NO. 607, 1989. Introduced by Councillor SerVaas. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1990"; and the President referred it to the Whole Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 608, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 3, 1989". The Council did not schedule Proposal No. 608, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 608, 1989, was retitled REZONING ORDINANCE NO. 206, 1989, and is identified as follows:

REZONING ORDINANCE NO. 206, 1989. 89-Z-106 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25  
660 EAST COUNTY LINE ROAD, INDIANAPOLIS.  
EATON AND LAUTH COMMUNITY DEVELOPMENT COMPANY, by Michael C. Cook and Thor R. Miller, requests the rezoning of 50 acres, being in the A-2 district, to the D-P classification to provide for a mixed use single family development and multi-family apartment complex with a clubhouse and recreational facilities.

PROPOSAL NO. 609, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 3, 1989". The Council did not schedule Proposal No. 609, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 609, 1989, was retitled REZONING ORDINANCE NO. 207, 1989, and is identified as follows:

REZONING ORDINANCE NO. 207, 1989. 89-Z-170 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
4710 WEST 73RD STREET, INDIANAPOLIS.  
SUMNER R. AND MYRNA SELBY, by Charles T. Gleason, requests the rezoning of .48 acre, being in the SU-9 district, to the C-1 classification to provide for office use.

PROPOSAL NOS. 610 - 612, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan

Development Commission on November 3, 1989". The Council did not schedule Proposal Nos. 610 - 612, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 610 - 612, 1989, were retitled REZONING ORDINANCE NOS. 208 - 210, 1989, and are identified as follows:

REZONING ORDINANCE NO. 208, 1989. 89-Z-175 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
10550 EAST 56TH STREET, INDIANAPOLIS.  
PAUL W. AND CLARIBEL M. STEWART, by Thomas Michael Quinn, requests the rezoning of 2.037 acres, being in the A-2 district, to the D-6II classification to provide for residential development.

REZONING ORDINANCE NO. 209, 1989. 89-Z-176 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
10550 PENDLETON PIKE, INDIANAPOLIS.  
PAUL W. AND CLARIBEL M. STEWART, by Thomas Michael Quinn, requests the rezoning of 1.418 acres, being in the A-2 district, to the C-4 classification to provide for commercial uses.

REZONING ORDINANCE NO. 210, 1989. 89-Z-179 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 3  
10850 EAST 56TH STREET, INDIANAPOLIS.  
PAUL W. AND CLARIBEL M. STEWART, by Thomas Michael Quinn, requests the rezoning of 1.922 acres, being in the A-2 district, to the D-6II classification to provide for multi-family residential development.

PROPOSAL NO. 613, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on November 3, 1989". The Council did not schedule Proposal No. 613, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 613, 1989, was retitled REZONING ORDINANCE NO. 211, 1989, and is identified as follows:

REZONING ORDINANCE NO. 211, 1989. 89-Z-44 AMENDED PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5802 GEORGETOWN ROAD, INDIANAPOLIS.  
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 23.5 acres, being in the SU-3 district, to the D-6II classification to provide for the development of an apartment project.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 495, 1989. The proposal appropriates \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs. Councillor Cottingham reported that the County and Townships Committee has not heard Proposal No. 495, 1989, and asked that the proposal be postponed until November 20, 1989. Without objection, Proposal No. 495, 1989, was postponed.

PROPOSAL NO. 540, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 540, 1989, on October 11, 1989. The proposal is appropriating \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program. By a 4-3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden asked that the proposal be postponed until November 20, 1989. Without objection, Proposal No. 540, 1989, was postponed.

PROPOSAL NO. 579, 1989. Councillor Durnil reported that the Parks and Recreation Committee heard Proposal No. 579, 1989, on November 2, 1989. The proposal is appropriating \$200,000 for the Dept. of Parks and Recreation, Administration Division, to make the second and final payment for acquisition of the Fatima property, 1313 S. Post Rd., in order for the Department to develop a comprehensive outdoor sports

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soccer complex. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:29 p.m. There being no one present to testify, Councillor Durnil moved, seconded by Councillor Clark, for adoption. Proposal No. 579, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

*0 NAYS*

*5 NOT VOTING: Boyd, Curry, Dowden, Solenberg, Williams*

Proposal No. 579, 1989, was retitled FISCAL ORDINANCE NO. 117, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 117, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park Land Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Parks and Recreation, Administration Division, to make the second and final payment for acquisition of the Fatima property at 1313 South Post Road, in order for the Department to develop a comprehensive outdoor sports soccer complex.

SECTION 2. The sum of Two Hundred Thousand Dollars (\$200,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF PARKS & RECREATION,  
ADMINISTRATION DIVISION

4. Capital Outlay  
TOTAL INCREASE

PARK LAND FUND  
\$200,000  
\$200,000

SECTION 4. The said additional appropriations are funded by the following reductions:

Unappropriated and Unencumbered  
Park Land Fund  
TOTAL REDUCTION

PARK LAND FUND  
\$200,000  
\$200,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 580, 1989. The proposal appropriates \$210,000 for the County Sheriff to pay additional salaries requested by contractual settlements made after passage of the 1989 budget. Councillor Dowden reported that the Public Safety and Criminal Justice Committee has not heard Proposal No. 580, 1989, and asks that the proposal be postponed until November 20, 1989. Without objection, Proposal No. 580, 1989, was postponed.

PROPOSAL NO. 581, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 581, 1989, on October 25, 1989. The



proposal appropriates \$24,000 for the County Sheriff to fund personal services for a Child Sexual Abuse Prevention & Awareness Program. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 8:31 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 581, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS

1 NOT VOTING: *Curry, Irvin, Strader*

Proposal No. 581, 1989, was retitled FISCAL ORDINANCE NO. 118, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 118, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-four Thousand Dollars (\$24,000) in the State and Federal Grant Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (Z) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the County Sheriff to fund personal services for a Child Sexual Abuse Prevention and Awareness Program.

SECTION 2. The sum of Twenty-four Thousand Dollars (\$24,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>COUNTY SHERIFF</u>	<u>STATE AND FEDERAL GRANT FUND</u>
1. Personal Services	\$24,000
TOTAL INCREASE	\$24,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$24,000
TOTAL REDUCTION	\$24,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 578, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 578, 1989, on November 1, 1989. The proposal amends City-County Resolution No. 4, 1979, which established the Hospital Authority of Marion County, by repealing the section that restricted the issuance of bonds to its first ten years. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.



Jim Crawford, General Counsel to the Hospital Authority of Marion County, explained briefly that the sole purpose of the Hospital Authority is to provide financing to not-for-profit hospitals in Marion County for expansion or capital improvements on a tax exempt basis so that the cost to borrow for the hospitals can be held down. He stated that General Resolution No. 4, 1979, created the Hospital Authority. In that resolution there was a restriction in Section 2 stating that the ability of the Hospital Authority to issue bonds was limited to the first 10 years of their existence. Mr. Crawford stated that because that ten-year period has expired, the restriction needs to be repealed.

Councillor Borst moved, seconded by Councillor Shaw, to postpone Proposal No. 578, 1989, because there has not been sufficient time given to the Council to examine this request made by the Hospital Authority.

Councillor Brooks stated that he would like the proposal to allow only refunding, and not allow capital expansion, past the ten-year period.

Councillor Clark recommended that Council amend Proposal No. 578, 1989, to change the 10 years to 12 years in Section 2. He and Mr. Crawford believed this would be a very easy change and not interfere with the Hospital's bond proceedings.

Councillor Brooks stated that Councillor Clark's request would allow both refunding and capital expansion past this period, and he would like to see the proposal amended to have only refunding made possible and not capital expansion.

Councillor Schneider strongly encouraged the Council not to postpone this proposal, because it could jeopardize possible bonding proceedings planned in the near future.

Robert Elrod, General Counsel for the City-County Council, indicated that the proposal will need to be rewritten before any type of amendment could be made.

Councillor Gilmer called the previous question.

President SerVaas asked for a voice vote to postpone Proposal No. 578, 1989. Hearing a large number of voices on both sides, Councillor Schneider asked for a division. Proposal No. 578, 1989, was postponed on the following roll call vote; viz:

*15 YEAS: Borst, Boyd, Clark, Cottingham, Durnil, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, Shaw, Strader, West, Williams*

*13 NAYS: Brooks, Coughenour, Dowden, Giffin, Holmes, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg*

*1 NOT VOTING: Curry*

PROPOSAL NO. 607, 1989. President SerVaas indicated that Proposal No. 607, 1989, approves a schedule of regular council meetings for the year 1990. He indicated that the democratic convention will interfere with the meeting scheduled for June 4, and he asked that the June 4th meeting be changed to Tuesday, May 29, 1990.

Councillor Ruhmkorff indicated that because May 29 is the day after Memorial Day, it would not be convenient. She suggested June 11 instead. By consent Proposal No. 607, 1989, was amended by changing the June 4 meeting to June 11.

Councillor West moved, seconded by Councillor Howard, for adoption. Proposal No. 607, 1989, As Amended, was adopted by unanimous voice vote.

Proposal No. 607, 1989, As Amended, was retitled COUNCIL RESOLUTION NO. 50, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 50, 1989

A COUNCIL RESOLUTION approving a schedule of regular council meetings for the year 1990.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby approves the following schedule of regular meeting for the year 1990:

- |                                       |                                |
|---------------------------------------|--------------------------------|
| 1) Monday, January 8, 1990            | 12) Monday, July 23, 1990      |
| 2) Monday, January 22, 1990           | 13) Monday, August 6, 1990     |
| 3) Monday, February 5, 1990           | 14) Monday, August 27, 1990    |
| 4) Monday, February 26, 1990          | 15) Monday, September 10, 1990 |
| 5) Monday, March 12, 1990 (5:00 p.m.) | 16) Monday, September 24, 1990 |
| 6) Monday, March 26, 1990             | 17) Monday, October 8, 1990    |
| 7) Monday, April 9, 1990              | 18) Monday, October 22, 1990   |
| 8) Monday, April 23, 1990             | 19) Monday, November 12, 1990  |
| 9) Monday, May 14, 1990               | 20) Monday, November 26, 1990  |
| 10) Monday, June 11, 1990             | 21) Monday, December 10, 1990  |
| 11) Monday, June 25, 1990             |                                |

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Williams asked that Proposal No. 578, 1989, be reconsidered for vote. Without objection, Proposal No. 578, 1989, was reconsidered.

Councillor West stated that Councillor Clark's amendment was to change the 10 years to 12 years in Section 2. He and Mr. Crawford believed this was a very easy amendment.

Councillor Brooks stated that his amendment would allow refunding which would not allow capital expansion. It would only allow refunding past the ten-year period. He stated that Councillor Clark's motion would allow both refunding and capital expansion past this period. He stated that if the Council is concerned with capital expansion, his amendment would solve this problem.

President SerVaas passed the gavel to Stephen West, Majority Leader, to state that he would not like to stop university bonding for Wishard Hospital, and he believes that Councillor Clark's amendment would serve the people better.

Councillor West returned the gavel back to President SerVaas.

Councillor Clark stated that the two years has an advantage because if the Council gives Methodist Hospital the bonding, it would have to give the bonding to everyone else.

Councillor Borst asked how long the Council has to review this proposal. Mr. Crawford explained that Methodist Hospital was anticipating sending out letters at the end of the week and selling bonds before Thanksgiving. Mr. Crawford stated that Councillor Clark's amendment would not interfere with this procedure.

Councillor Brooks explained that Councillor Clark's amendment gives the Hospital the same power as they have now for the next two years, but his amendment limits it to just refunding.

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Councillor Coughenour moved, seconded by Councillor Brooks to amend Proposal No. 578, 1989, by changing the proposal to refunding only. Proposal No. 578, 1989, was amended on the following roll call viz; vote:

*24 YEAS: Borst, Boyd, Brooks, Coughenour, Dowden, Durnil, Giffin, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*1 NAY: Clark*

*4 NOT VOTING: Cottingham, Curry, Gilmer, Rhodes*

Councillor West requested that the City-County Council recess for purposes of convening the Solid Waste Collection Special Service District to give the attorneys time to properly rewrite the proposal with Councillor Brook's amendment.

The President recessed the City-County Council for purposes of convening the Solid Waste Collection Special Service District at 9:35 p.m.

## **SPECIAL SERVICE DISTRICT COUNCILS**

### **A. SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT**

PROPOSAL NO. 606, 1989. This proposal authorizes and directs the execution of an appeal to the State Board of Tax commissioners for an increase in the tax rate and levy as fixed by the Marion County Board of Tax Adjustment to fund certain appropriations.

Councillor Coughenour moved, seconded by Councillor Rhodes, to have the Council take action on Proposal No. 606, 1989.

Councillor Howard asked why the proposal needed to be voted on tonight. Councillor Rhodes explained that this proposal does not change anything. He explained that the area is much larger and since more money is being collected the appeal needs to be made. He clarified that it is the tax levy that is frozen, not the tax rate. Even though the rate is the same, the Council needs to vote on it with the tax levy.

Consent was given to take action on Proposal No. 606, 1989, on the following roll call vote; viz:

*22 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*

*5 NAYS: Dowden, Durnil, Moriarty, Schneider, Strader*

*2 NOT VOTING: Cottingham, Curry*

Councillor Coughenour moved, seconded by Councillor Rhodes, for adoption. Proposal No. 606, 1989, was adopted on the following roll call vote; viz:

*22 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*

*3 NAYS: Dowden, Moriarty, Schneider*

*4 NOT VOTING: Cottingham, Curry, Durnil, Strader*



Proposal No. 606, 1989, was retitled **SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT SPECIAL RESOLUTION NO. 1, 1989**, and reads as follows:

**SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT  
SPECIAL RESOLUTION NO. 1, 1989**

A SPECIAL RESOLUTION authorizing and directing the execution of an appeal to the State Board of Tax Commissioners for an increase in the tax rate and levy as fixed by the Marion County Board of Tax Adjustment and for an approval of a tax rate and levy sufficient to fund certain appropriations as originally submitted to the Marion County Board of Tax Adjustment.

WHEREAS, on October 30, 1989, the Marion County Board of Tax Adjustment modified and reduced the budget of the Solid Waste Collection Special Service District for the calendar year 1990; and

WHEREAS, unless the tax rate and levy are increased to provide funding for the budget as submitted to the Marion County Board of Tax Adjustment, the Solid Waste Collection Special Service District will be unable to carry out its governmental functions during the calendar year 1990; and

WHEREAS, under IC 6-1.1.-17-15 the Solid Waste Collection Special Service District may appeal the decision of the Marion County Board of Tax Adjustment to the State Board of Tax Commissioners by filing a statement of objections with the State Board of Tax Commissioners within ten days after publication of notice of the tax rates by the Marion County Board of Tax Adjustment; and

WHEREAS, the Solid Waste Collection Special Service District must authorize the filing of the statement of objections by adopting a resolution; now, therefore:

**BE IT RESOLVED BY THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT  
OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Mayor of the Consolidated City and the President of the Solid Waste Collection Special Service District are hereby authorized to prepare and file a statement of objections with the State Board of Tax Commissioners, thereby appealing for an increase in the tax rate and levy relevant to the Solid Waste Collection Special Service District budget adopted or approved by the Solid Waste Collection Special Service District in a manner which is sufficient to fund the budget as originally submitted to the Marion County Board of Tax Adjustment.

SECTION 2. The Mayor of the Consolidated City and the President of the Solid Waste Collection Special Service District are hereby authorized to prepare and file a statement of objections with the State Board of Tax Commissioners, thereby appealing for a reestablishment of the Solid Waste Collection Special Service District budget adopted or approved by the Solid Waste Collection Special Service District as originally submitted to the Marion County Board of Tax Adjustment.

SECTION 3. The Mayor of the Consolidated City and the President of the Solid Waste Collection Special Service District are hereby authorized to execute such documents and furnish such information as may be necessary or proper to initiate and prosecute the appeal by this Resolution.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

There being no further business for the Solid Waste Collection Special Service District Council, the President reconvened the City-County Council at 9:38 p.m.

Mr. Elrod read Proposal No. 578, 1989, with the changes made from Councillor Brook's amendment.

Councillor Brooks moved, seconded by Councillor Coughenour, for adoption. Proposal No. 578, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Coughenour, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Clark, Cottingham, Curry, Dowden, Rhodes*



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Proposal No. 578, 1989, was retitled GENERAL RESOLUTION NO. 18, 1989, and reads as follows:

**CITY-COUNTY GENERAL RESOLUTION NO. 18, 1989**

A GENERAL RESOLUTION amending and supplementing City-County Resolution No. 4, 1979 concerning the Hospital Authority of Marion County.

WHEREAS, pursuant to action taken by the Board of Trustees of Methodist Hospital of Indiana, Inc. on April 27, 1979, the Board of Directors of Community Hospital of Indianapolis, Inc. on April 23, 1979, the Board of Directors of Fairbanks Hospital, Inc. on April 26, 1979, the Board of Directors of St. Vincent Hospital and Health Care Center, Inc. on April 19, 1979, those hospitals acting as participating hospitals within the purview of the Indiana Hospital Authority Act (IC 5-14-1 *et seq.*, as amended) (the "Act") filed their petitions addressed to the City-County Council of the City of Indianapolis, Indiana (the "City-County Council"), the Mayor of the City of Indianapolis, Indiana (the "Mayor") and the Board of County Commissioners of Marion County, Indiana (the "Commissioners") requesting the creation of an Authority under the provisions of said Act; and,

WHEREAS, pursuant to the aforementioned requests, the City-County Council on June 4, 1979, adopted City-County General Resolution No. 4, 1979, to create the Hospital Authority of Marion County; and,

WHEREAS, Section 2 of City-County General Resolution No. 4, 1979, stated "The Authority shall not issue bonds after 10 years from the date of its organizational meeting" which organizational meeting was held on September 12, 1979; and,

WHEREAS, participating hospitals (as defined in the Act) have a continuing need to utilize the revenue bonding power of the Authority; and,

WHEREAS, the Authority does not have any taxing power and the Act provides that the principal and interest on such bonds shall be payable solely out of the revenues derived from the project to which they relate; and,

WHEREAS, for the benefit of the people of Marion County, Indiana, the increase of their commerce, welfare and prosperity, and the improvement of their health and living conditions, it is essential that hospitals within Marion County, Indiana, be provided with appropriate additional means to expand, enlarge and establish health care, hospital and other related facilities; and that it is a public purpose to provide a measure of assistance and alternative methods to enable hospitals within Marion County, Indiana to refund or refinance outstanding indebtedness incurred for the facilities and to provide additional facilities and structures which are required to accomplish the purposes of the Act, all to the public benefit and good, to the extent and manner provided in the Act; now therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. Section 2 of City-County General Resolution No. 4, 1979, is hereby amended to add at the end thereof the words: "except for refunding of previously issued bonds under Indiana law."

SECTION 2. All other provisions of City-County General Resolution No. 4, 1979 are reaffirmed and remain unchanged.

SECTION 3. A certified copy of this Resolution amending City-County General Resolution No. 4, 1979 shall be filed with the Board of Commissioners of Marion County, Indiana and the Mayor of the City of Indianapolis, Indiana.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**NEW BUSINESS**

President SerVaas indicated a conflict for the Council meeting of December 4, 1989, and he asked that the Council meeting be moved up one hour early. Consent was given to have the Council meeting begin at 6:00 p.m. instead of 7:00 p.m., and caucus begin at 5:00 p.m. instead of 6:00 p.m.

**ANNOUNCEMENTS AND ADJOURNMENT**

There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:50 p.m.

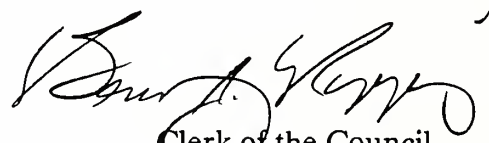
*Journal of City-County Council*

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 6th day of November, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, NOVEMBER 20, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:05 p.m. on Monday, November 20, 1989, with Councillor SerVaas presiding.

Councillor Cottingham lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*27 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*2 ABSENT: Durnil, Giffin*

A quorum of twenty-seven members being present, the President called the meeting to order.

[Councillor Giffin arrived later.]

**INTRODUCTION OF GUESTS AND VISITORS**

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

*Journal of City-County Council*

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council Chambers on Monday, November 20, 1989, at 7:00 p.m., the purposes of such MEETINGS being to conduct any and all other business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

November 7, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, November 9, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 515 and 601, 1989, to be held on Monday, November 20, 1989, at 7:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

November 10, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 117, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Thousand Dollars (\$200,000) in the Park Land Fund for purposes of the Department of Parks and Recreation, Administration Division, and reducing the unappropriated and unencumbered balance in the Park Land Fund.

FISCAL ORDINANCE NO. 118, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twenty-four Thousand Dollars (\$24,000) in the State and Federal Grant Fund for purposes of the County Sheriff and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

GENERAL RESOLUTION NO. 18, 1989, amending and supplementing City-County Resolution No. 4, 1979 concerning the Hospital Authority of Marion County.



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SPECIAL RESOLUTION NO. 69, 1989, recognizing Mr. P. E. MacAllister.

SPECIAL RESOLUTION NO. 70, 1989, congratulating Mary Kay Baker.

SPECIAL RESOLUTION NO. 71, 1989, stopping the effective date of the Transportation Board Resolution 89-38, temporarily regulating traffic from Monument Circle and connecting streets.

COUNCIL RESOLUTION NO. 50, 1989, approving a schedule of regular council meetings for the year 1990.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

November 10, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the Solid Waste Collection Special Service District, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

SPECIAL RESOLUTION NO. 1, 1989, authorizing and directing the execution of an appeal to the State Board of Tax Commissioners for an increase in the tax rate and levy as fixed by the Marion County Board of Tax Adjustment and for an approval of a tax rate and levy sufficient to fund certain appropriations as originally submitted to the Marion County Board of Tax Adjustment.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of November 6, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 632, 1989. This proposal congratulates Wishard's state EMS Governor's Cup winners. Thirty-six emergency medical technician and paramedic teams from around the State participated in the competition. Wishard Memorial Hospital had five teams qualify and two of those teams placed first. The Council also congratulated Peter Dillman, Director of Ambulance Service at Wishard Memorial

Hospital, for maintaining such an outstanding program. Councillor Clark read the resolution and presented a framed document to Mr. Dillman, Steve Cline, Jim Glad, Russ Cuthbert and Todd Lappin. Mr. Dillman expressed his appreciation for the recognition. Councillor Clark moved, seconded by Councillor West, for adoption. Proposal No. 632, 1989, was adopted by unanimous voice vote.

Proposal No. 632, 1989, was retitled SPECIAL RESOLUTION NO. 72, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 72, 1989

A SPECIAL RESOLUTION congratulating Wishard's state EMS Governor's Cup winners.

WHEREAS, thirty-six emergency medical technician and paramedic teams from throughout the state participated in the 1989 EMS Governor's Cup competition; and

WHEREAS, the teams were judged upon using current emergency medical service standards of approach, assessment and skills during a mock disaster located at the Wayne Township Fire Department Training Academy; and

WHEREAS, all five of the Wishard Memorial Hospital teams that participated earned qualifying scores during the preliminary round of competition, and two Wishard teams earned first place scores in the state finals; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council congratulates all five Wishard Memorial Hospital teams for qualifying at the 1989 state EMS Governor's Cup competition, and specifically recognizes Steve Cline and Jim Glad of Wishard's Paramedic Team and Russ Cuthbert and Todd Lappin of the Emergency Medical Technician Team for earning first place in the state competition.

SECTION 2. The Council additionally congratulates Peter Dillman, Director of Ambulance Service, Wishard Memorial Hospital, for maintaining an outstanding program which serves the citizens of our community.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 634, 1989. This proposal establishes a Poor Relief Costs Task Force. Councillor Strader read the resolution and stated that the Community Affairs Committee has heard testimony on this matter at two of their last meetings. It is the consensus of the members of the Community Affairs Committee that a Poor Relief Costs Task Force should be established. Councillor Strader moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 634, 1989, was adopted by unanimous voice vote.

Proposal No. 634, 1989, was retitled COUNCIL RESOLUTION NO. 51, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 51, 1989

A COUNCIL RESOLUTION establishing a Poor Relief Costs Task Force.

WHEREAS, along with other duties, elected township trustees are responsible for being the overseers of the poor within their townships; and

WHEREAS, Indiana's townships have historically been an emergency and temporary source of aid for food, shelter, clothing, burial and other assistance for the townships' destitute residents; and

WHEREAS, several recent events, including a series of class action lawsuit judgments, have become the basis for: broadened poor relief benefit amounts; increased number of persons receiving aid; indebtedness for Center

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Township, Marion County, through loans secured to sustain its poor relief fund; and increased future property tax obligations upon homeowners and businesses that are above the property tax freeze level; and

WHEREAS, the Indianapolis City-County Council's standing Community Affairs Committee conducted initial hearings on the poor relief situation, and recommends the establishment of a fact-finding task force to study this issue in more detail; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council recognizes and is concerned about the rapidly escalating costs of emergency public assistance for the destitute, including concern for the needy as well as concern for rising property taxes upon homeowners and businesses because of township poor relief expenditures.

SECTION 2. The Council hereby creates a special Poor Relief Costs Task Force to objectively examine all aspects of this community problem and to attempt to identify solutions.

SECTION 3. The council president shall appoint from two (2) to five (5) council members and from five (5) to ten (10) knowledgeable and interested additional persons to comprise the task force.

SECTION 4. The task force shall investigate the statistics, facts and opinions of those involved, including township trustees and their poor relief supervisors, poor relief recipients, tax experts, property taxpayers, appropriate attorneys, the Marion County Welfare Department, social service organizations, and anyone else who may wish to testify; and shall develop options for remedies, including any recommendations for law changes, and a timetable for action.

SECTION 5. The task force shall make periodic reports of its research to the Community Affairs Committee of the Council, and shall prepare a final report to the council president and to the mayor.

SECTION 6. All task force hearings shall be open to the public, and Section 5.01 of City-County Fiscal Ordinances No. 93, 1988 and 88, 1989 shall apply.

SECTION 7. This resolution shall expire March 4, 1990, unless the task force is granted an extension by the council president to finalize its work.

SECTION 8. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 618, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Louis Lopez to the Community Centers of Indianapolis Board"; and the President referred it to the Administration Committee.

PROPOSAL NO. 619, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$204,000 for the Department of Administration, Office of the Director, to cover a projected shortage in the Workmen's Compensation Fund financed from the respective departments"; and the President referred it to the Administration Committee.

PROPOSAL NO. 620, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$50,000 for the Department of Administration, CEMD, to provide funds for fuel site projects"; and the President referred it to the Administration Committee.

PROPOSAL NO. 621, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$142,500 for the County Treasurer to follow through with a three year capital improvement plan by purchasing additional computer equipment, peripheral equipment and to replace worn furnishings"; and the President referred it to the County and Townships Committee.



PROPOSAL NO. 622, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Sec. 23-71, to increase the amount of holiday premium paid to firefighters"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 623, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$3,000 for the Prosecuting Attorney to utilize earned income from the Metro Drug Task Force in order to cover an under-estimation of supply costs"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 624, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$12,909 for the Prosecuting Attorney to transfer funds within the Drug Alcohol Services Grant for reagents and for a new appropriation to the Adult Probation Services Grant"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 625, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$55,000 for the Prosecuting Attorney to cover various expenditures associated with different law enforcement projects"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 626, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$3,500 for the Presiding Judge of the Municipal Court to replace aging personal computer equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 627, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$17,500 for the Presiding Judge of the Municipal Court to replace worn out personal computers and recording equipment"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 628, 1989. Introduced by Councillor Coughenour. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE expanding the Solid Waste Disposal Special Service District to include the City of Southport"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 629, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE transferring and appropriating \$161,383 for the Department of Transportation, Finance and Administration Division, to provide sufficient amounts to cover actual workmen's compensation expenses"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 630, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by restricting trucks on certain streets"; and the President referred it to the Transportation Committee.



PROPOSAL NO. 631, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls at Andre Dr, Normandy Bl, Dubonnet Way and Chablis Circle"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 633, 1989. Introduced by Councillor Holmes. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION concerning the proliferation of traffic lights"; and the President referred it to the Transportation Committee.

### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 616, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 616, 1989, on November 15, 1989. The proposal authorizes the issuance of City of Indianapolis Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project) in an aggregate principal amount not to exceed \$3,500,000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Irvin stated that he will not support this proposal, basing his decision on the number of trucks that travel through his district's neighborhoods in order to reach K & F Industries, Inc.

Councillor Schneider moved, seconded by Councillor McGrath, for adoption. Proposal No. 616, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader*  
*2 NAYS: Irvin, Williams*  
*3 NOT VOTING: Dumil, Giffin, West*

Proposal No. 616, 1989, was retitled SPECIAL ORDINANCE NO. 19, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL ORDINANCE NO. 19, 1989**

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project)" in an aggregate principal amount not to exceed \$3,500,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for K & F Industries, Inc., and the Metropolitan Development Commission of Marion County has commented hereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code") on November 15, 1989 adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by K & F Industries, Inc. (the "Company") consisting of the acquisition, construction, installation and equipping of an expansion of a currently existing metal recycling facility located at 2115 South West Street on approximately 20 acres of land, and the acquisition of machinery, equipment and furnishings for use in such facilities; and the acquisition, construction, installation and equipping of various site improvements at the facilities, including a shell building necessary to house certain motors included in and necessary to drive such machinery, equipment and furnishings, such facilities to be owned and operated by K & F Industries, Inc., in its metal recycling operations (the "Project"); complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Trust Indenture between the City of Indianapolis, Indiana (the "Issuer"); and Peoples Bank and Trust Company (the "Trustee") (the "Trust Indenture"); the Security Agreement from the Company to the Issuer (the "Security Agreement"); the Placement Agency Agreement among INB National Bank (the "Placement Agent"), the Issuer, and the Company (the "Placement Agreement"); the Real Estate Mortgage, Security Agreement, Assignment of Rents and Leases, Fixture Filing and Assignment from the Company to the Issuer (the "Mortgage"); the collateral Assignment of Rents and Leases from the Company to the Issuer (the "Assignment"); the Loan Agreement between the Issuer and the Company (the "Loan Agreement"); the Preliminary Private Placement Memorandum; the Credit Agreement among the Company and INB National Bank (the "Credit Agreement"); the Letter of Credit issued by INB National Bank in favor of the Company (the "Letter of Credit"); the Promissory Note from the Company to the Issuer (the "Note"); and the form of the Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its economic development revenue bonds, the loan of the net proceeds thereof to the Company of the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the City of Indianapolis and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$3,500,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by K & F Industries, Inc. to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Placement Agent designated in the Placement Agency Agreement at a price not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest as set forth in the Financing Documents. The use of a Private Placement Memorandum in substantially the same form as the Preliminary Private Placement Memorandum approved herein is approved for use and distribution by the Placement Agent and its agents in connection with the marketing of the Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in Indiana Code 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 617, 1989. Councillor Schneider reported that the Economic Committee heard Proposal No. 617, 1989, on November 15, 1989. The proposal is an

inducement resolution authorizing certain proceedings under IC 36-7-11.9 and IC 36-7-12 for Economic Development Commission financing of National Benevolent Association Robin Run Village Apartments in an amount not to exceed \$11,000,000. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Boyd, for adoption.

President SerVaas passed the gavel to Councillor West.

Councillor SerVaas inquired if the National Benevolent Association will be paying taxes on Robin Run Village Apartments. Councillor Schneider replied that since it is a not-for-profit organization, it will not pay taxes.

Councillor SerVaas then questioned if the Council should encourage tax-exempt organizations to build apartments.

Councillor West returned the gavel to President SerVaas.

Jay Rose, Counsel to the Economic Development Commission and Special Counsel to the City of Indianapolis, stated that it is prohibited by City policy for taxable corporations to build apartment units in the city limits unless those units are going to be a rehabilitation of a currently existing facility or if they are going to be constructed in a redevelopment target area.

Councillor Williams reminded the Council that not too long ago another retirement community did not meet its financial obligations and she asked Mr. Rose if this could happen with Robin Run Village Apartments. Mr. Rose responded that Councillor Williams was referring to Westside Christian Retirement Village where there was a default on the bonds that were issued. Robin Run Village has a direct pay letter of credit that will be issued by the National Bank of Paris through its New York branch for full payment of the bonds, if needed; whereas Westside Christian Retirement Village had no letter of credit.

Proposal No. 617, 1989, was adopted on the following roll call vote; viz:

*23 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, Solenberg, Strader, West, Williams*

*3 NAYS: Curry, Irvin, SerVaas*

*3 NOT VOTING: Durnil, Giffin, Shaw*

Proposal No. 617, 1989, was retitled SPECIAL RESOLUTION NO. 73, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 73, 1989

A SPECIAL RESOLUTION approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

WHEREAS, the City of Indianapolis, Indiana, (the "Issuer") is authorized by I.C. 36-7-11.9 and I.C. 36-7-12 (collectively the "Act") to issue revenue bonds for the financing of economic development facilities, the funds from said financing to be used for the acquisition, renovation, construction, installation and equipping of said facilities, and said facilities to be either sold or leased to a company or directly owned by the company; and

WHEREAS, The National Benevolent Association of the Christian Church (Disciples of Christ), a 501(c)(3) not-for-profit corporation (the "Applicant") has advised the Indianapolis Economic Development Commission and



the Issuer that it proposes that the Issuer either acquire, construct, install and equip certain economic development facilities and sell or lease the same to the Applicant or loan the proceeds of an economic development financing to the Applicant for the same, said economic development facilities described as the acquisition, renovation, construction, installation and equipping of a three-story, multi-wing, brick, and frame apartment and office building (the "Building") and related facilities (the "Facilities") to be built in two phases, the first phase containing 103 apartments, a clock tower, two guest rooms, a library, multi-purpose athletic courts, walking trails, a laundry facility, temporary dining facilities, and administrative offices, and the second phase containing between 85 and 95 apartment units, a dining facility, and a swimming pool. Also included in the Building will be space for a sundries store, a barber/beauty shop, and banking facilities. Each apartment unit in the building will be rented to persons over age 55 and will include wheelchair accesses, safety grab bars in bathrooms, and portable and installed emergency calling systems. The Building will contain approximately 277,000 square feet. The Building and the Facilities will be located on approximately 11 acres of land at 5354 West 62nd Street, Indianapolis, Indiana. The project shall also encompass the acquisition, construction, installation and equipping of various site improvements in the Building and the Facilities and the acquisition of machinery, equipment, fixtures and furnishing for use in the Building and the Facilities. The Building and the Facilities will be initially owned by the Applicant and will be operated by Greater Indianapolis Disciples Housing, Inc., an Indiana 501(c)(3) not-for-profit corporation (collectively, the "Project"); and

WHEREAS, the diversification of industry and the creation of opportunities for gainful employment (an additional number of jobs of approximately 39 (full-time equivalents) at the end of one year, including construction jobs required to build the Project and 41 (full-time equivalents) at the end of three years) with estimated additional payrolls of \$617,000 and \$640,000 respectively) and the creation of business opportunities to be achieved by the acquisition, renovation, construction, installation and equipping of the Project will serve a public purpose and be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, it would appear that the financing of the Project would be of benefit to the health or general welfare of the Issuer and its citizens; and

WHEREAS, the acquisition, renovation, construction, installation and equipping of the facilities will not have an adverse competitive effect on similar facilities already constructed or operating in the City of Indianapolis, Indiana; now therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. It finds, determines, ratifies and confirms that the promotion of diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis, Indiana, is desirable, serves a public purpose and is of benefit health or general welfare of the Issuer; and that it is in the public interest that said Issuer take such action as it lawfully may to encourage diversification of industry, the creation of business opportunities and the creation of opportunities for gainful employment in the City of Indianapolis.

SECTION 2. It further finds, determines, ratifies and confirms that the issuance and sale of revenue bonds of the Issuer in a principle amount not to exceed \$11,000,000 under the Act to be privately placed or publicly offered with credit enhancement for the acquisition, renovation, construction, installation and equipping of the Project and the sale or leasing of the Project to the Applicant or the loan of the proceeds of the revenue bonds to the Applicant for the acquisition, construction, installation and equipping of the Project will serve the public purposes referred to above in accordance with the Act.

SECTION 3. In order to induce the Applicant to proceed with the acquisition, renovation, construction, installation and equipping of the Project, this Council hereby finds, determines, ratifies and confirms that (i) it will take or cause to be taken such actions pursuant to the Act as may be required to implement the aforesaid financing, or as it may deem appropriate in pursuance thereof; provided (a) that all of the foregoing shall be mutually acceptable to the Issuer and the Applicant and (b) subject to the further caveat that this inducement resolution expires April 30, 1990 unless such bonds have been issued or an ordinance authorizing the issuance of such bonds has been adopted by the government body of the Issuer prior to the aforesaid date or unless, upon a showing of good cause by the Applicant, the Issuer by official action extends the term of this inducement resolution; and (ii) it will adopt such resolutions and authorize the execution and delivery of such instruments and the taking of such action as may be necessary and advisable for the authorization, issuance and sale of said economic development bonds, provided that at the time of the proposed issuance of such bonds (a) this inducement resolution is still in effect and (b) the aggregate amount of private activity bonds previously issued during that calendar year will not exceed the private activity bond limit for such calendar year it being understood that the Issuer by taking this action is not making any representation nor any assurances that any such allocable limit will be available, because inducement resolutions in an aggregate amount in excess of the private activity bond limit may and in all probability will be adopted, and (2) the proposed Project will have no priority over other projects which have applied for such private activity bonds and have received inducement resolutions and (3) no portion of such private activity bond limit has been guaranteed for the proposed project; and (iii) it will use its best efforts at the request of the Applicant to authorize the issuance of additional bonds for refunding and refinancing the outstanding principal amount of the bonds, for completion of the Project and for additions to the Project, including the costs of issuance (providing that the financing of such addition or additions



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to the Project is found to have a public purpose [as defined in the Act] at the time of authorization of such additional bonds), and that the aforementioned purposes comply with the provisions of the Act.

SECTION 4. All costs of the Project incurred after the adoption of this resolution, including reimbursement or repayment to the Applicant of moneys expended by the Applicant for application fees, planning, engineering, interest paid during renovation, underwriting expenses, attorney and bond counsel fees, acquisition, renovation, construction, installation and equipping of the Project will be permitted to be included as part of the bond issue to finance said Project, and the Issuer will thereafter sell the same to the Applicant or loan the proceeds of such financing to the Applicant for the same purpose. Also certain indirect expenses, including but not limited to, planning, architectural work and engineering incurred prior to this inducement resolution will be permitted to be included as part of the bond issue to finance the Project.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

President SerVaas asked for consent to amend the agenda and hear Proposal No. 615, 1989, next. Consent was given.

PROPOSAL NO. 615, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 615, 1989 on November 15, 1989. The proposal authorizes the issuance of Indianapolis Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project) in the aggregate principal amount of \$4,000,000. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:54 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 615, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West, Williams*

*0 NAYS:*

*4 NOT VOTING: Clark, Dumil, Giffin, Solenberg*

Proposal No. 615, 1989, was retitled SPECIAL ORDINANCE NO. 18, 1989, and reads as follows:

#### CITY-COUNTY SPECIAL ORDINANCE NO. 18, 1989

A SPECIAL ORDINANCE authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project)" in the aggregate principal amount of \$4,000,000 and approving and authorizing other actions in respect thereto.

WHEREAS, the Indianapolis Economic Development Commission has rendered a Report and Supplemental Report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Shepard Poorman Communications Corporation, and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to Indiana Code 36-7-12-24 on November 15, 1989 adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Shepard Poorman Communications Corporation (the "Company") consisting of the acquisition and installation of various site improvements at the facilities; and the acquisition of machinery, equipment and furnishings for use in the facilities (the "Project"); which will be initially owned and operated by Shepard Poorman Communications Corporation complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Bond Purchase and Loan Agreement between the City of Indianapolis, Indiana (the "Issuer"), Shepard Poorman Communications Corporation (the "Borrower") and INB National Bank (the "Original Purchaser") dated as of November

1, 1989 (the "Bond Purchase Agreement"); the Tax Regulatory Agreement between Borrower and Original Purchaser dated as of November 1, 1989 (the "Tax Regulatory Agreement"); the Security Agreement from Borrower to Issuer dated as of November 1, 1989 (the "Security Agreement"); the Bond Guaranty Agreement from Shepard Poorman Investments, Robert E. Shepard and Robert W. Poorman, Jr. to the Original Purchaser; the Form of the City of Indianapolis, Indiana Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project) (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its economic development revenue bonds, the loan of the net proceeds thereof to the Company of the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the City of Indianapolis and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in the aggregate principal amount of \$4,000,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Promissory Note in the principal amount equal to the aggregate principal amount of the Bonds issued which Promissory Note will be executed and delivered by Shepard Poorman Communications Corporation to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to the Placement Agent designated in the Placement Agency Agreement at a price of not less than 98% of the aggregate principal amount thereof, plus accrued interest, if any and at a stated per annum rate of interest as set forth in the Financing Documents.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed, on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in Indiana Code 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this special ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holders of the Bonds and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - PRIORITY BUSINESS (continued)**

PROPOSAL NOS. 635 - 639, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 17, 1989". The Council did not schedule Proposal Nos. 635 - 639, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 635 - 639, 1989, were retitled REZONING ORDINANCE NOS. 212 - 216, 1989, and are identified as follows:

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REZONING ORDINANCE NO. 212, 1989. 89-Z-191 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14  
7201 EAST WASHINGTON STREET, INDIANAPOLIS.

NARDINI DEVELOPMENT, INC. by James L. Tuohy, requests the rezoning of 16.9 acres, being in the C-2 and D-2 districts, to the C-4 classification to provide for the construction of an integrated, commercial shopping center.

REZONING ORDINANCE NO. 213, 1989. 89-Z-196 CENTER TOWNSHIP  
COUNCILMANIC DISTRICT NO. 24  
419 NORTH 17TH AVENUE, INDIANAPOLIS.

FLETCHER DEVELOPMENT GROUP requests the rezoning of 1.976 acres, being in the C-1 district, to the D-5 classification to provide for the construction of single-family residences.

REZONING ORDINANCE NO. 214, 1989. 89-Z-197 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5605 WEST 71ST STREET, INDIANAPOLIS.

MARATHON OIL COMPANY, by Philip Nicely, requests the rezoning of .09 acres, being in an A-2 district, to the C-3 classification to provide for the improvements to an existing gasoline service station.

REZONING ORDINANCE NO. 215, 1989. 89-Z-209 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 2  
7705 NORTH MICHIGAN ROAD, INDIANAPOLIS.

MIDWEST EQUIPMENT AND SUPPLY COMPANY, INC., by Halbert Kunz, requests the rezoning of 1.2 acres, being in the C-S district, to the C-3 classification to provide for the commercial development.

REZONING ORDINANCE NO. 216, 1989. 89-Z-221 LAWRENCE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 5  
7502 INDIAN LAKE ROAD, INDIANAPOLIS.

CITY OF LAWRENCE, by J. Lyn Boese, requests the rezoning of 15 acres, being in the SU-9, D-S and D-2 districts, to the SU-39 classification to provide for a new well field for its municipal water utility.

President SerVaas asked for consent to amend the agenda and hear Proposal Nos. 293, 515, 603 and 605, 1989 next. Consent was given.

PROPOSAL NO. 293, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 293, 1989, on November 7, 1989. The proposal designates Boulevard Place from 24th Street to 38th Street as "Rev. Richard T. Andrews Memorial Area". By a 7-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Borst stated that the R. T. Andrews Memorial Area is the first memorial area adopted under a new ordinance that sets up a procedure for honoring deceased individuals. Councillor Howard thanked the Metropolitan Development Committee and all the members of Mt. Zion Church who worked so hard to make Rev. Richard T. Andrews Memorial Area a reality. Councillor Borst moved, seconded by Councillor Howard, to amend Proposal No. 293, 1989, to read Memorial Area, not Memorial Way. This motion passed by unanimous voice vote. Councillor Borst moved, seconded by Councillor Howard, for adoption. Proposal No. 293, 1989, As Amended, was adopted on the following roll call vote; viz:

*24 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Giffin, Gilmer, Golc, Hawkins, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Clark, Dowden, Durnil, Holmes, Schneider*

Proposal No. 293, 1989, was retitled SPECIAL RESOLUTION 74, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 74, 1989

A SPECIAL RESOLUTION designating Boulevard Place from 24th Street to 38th Street "Rev. Richard T. Andrews Memorial Area".



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WHEREAS, Richard Taylor Andrews was born in Houston, Texas on February 10, 1886 and passed away on November 26, 1984; and

WHEREAS, He was the grandson of a slave and the son of Robert Lee and Modesta Allen Andrews; and

WHEREAS, Reverend Andrews became pastor of Mt. Zion Baptist Church on January 1, 1939, and at the time of his transition was in the 46th year of his pastorate; and

WHEREAS, Reverend Andrews helped to form the progressive National Baptist Convention, and participated in organizing the Midwest National Bank; and

WHEREAS, He went about God's work in an effective and genteel fashion and set many profound examples for all religious institutions; and

WHEREAS, He proved the effectiveness of parishioners who pooled their resources to produce and build a better community, evidenced by Andrews Garden Apartments, Mt. Zion Day Care Center and the geriatric center; and

WHEREAS, Reverend Andrews as a member of the Masonic Order, NAACP, past president of the General Missionary Baptist Convention of Indiana, Honorary member of Kiwanis International and many other organizations; and

WHEREAS, The City of Indianapolis has benefitted immensely from Reverend Andrews' good work and goodwill; and

WHEREAS, He leaves a legacy which enriches the Indianapolis community and the personal life of anyone who knew him; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis, Marion County, City-County Council on behalf of all citizens of our community hereby honor Rev. Richard T. Andrews by naming Boulevard Place, from 24th Street to 38th Street, "Rev. Richard T. Andrews Memorial Area".

SECTION 2. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 3. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 515, 1989. Councillor Borst reported that the Metropolitan Development Committee heard Proposal No. 515, 1989, on October 17 and November 7, 1989. The proposal, Metropolitan Development Commission Docket 89-AO-2 and which was certified on September 22, 1989, amends Marion County Council Ordinance No. 8, 1957, as amended, by repealing the current Dwelling districts Zoning Ordinance of Marion County and certain sections of the Marion County Master Plan Permanent Zoning Ordinance, and establishing a new Dwelling Districts Zoning Ordinance for Marion County. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it amend and pass proposal.

Councillor Borst stated that all councillors received copies of the dwelling district zoning ordinance and the six amendments passed by the Committee. He recognized Jon Meeks, Ed Mitro and Tammy Tracy from the Department of Metropolitan Development who worked on the ordinance.

Councillor Clark moved, seconded by Councillor Gilmer, to amend Proposal No. 515, 1989, by deleting subsections A, B and C of Section 2.20 and inserting in lieu thereof the language of subsections A and B of Section 2.16 of the present dwelling district zoning ordinance. Councillor Clark stated that this is the section on home occupation and he and other councillors have some questions concerning the language in the section.

President SerVaas passed the gavel to Councillor West.



Councillor SerVaas stated that the Metropolitan Development Committee should give further consideration to the home occupation section. He suggested that the old section be substituted for the new section and after the passage of the zoning ordinance the Committee consider making some changes in the home occupation section.

Councillor West returned the gavel to President SerVaas.

Councillor Clark's amendment to Proposal No. 515, 1989, passed on the following roll call vote; viz:

*27 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Boyd, Durnil*

Councillor Brooks moved, seconded by Councillor Irvin, to amend Proposal No. 515, 1989, by deleting in Section 2.00, subsection A, paragraph 3, subparagraph b, the following language "but if such non conforming use is discontinued for one (1) year, any future use or occupancy of said land shall be in conformity with the provisions of this ordinance". This motion failed on the following roll call vote; viz:

*13 YEAS: Brooks, Clark, Coughenour, Curry, Giffin, Holmes, Irvin, McGrath, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Solenberg*

*14 NAYS: Borst, Boyd, Cottingham, Gilmer, Golc, Hawkins, Howard, Jones, Moriarty, Rhodes, Shaw, Strader, West, Williams*

*2 NOT VOTING: Dowden, Durnil*

Councillor Borst moved, seconded by Councillor Boyd, for passage with the additional amendments recommended by the Council. Proposal No. 515, 1989, was amended, and passed on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

*0 NAYS*

*2 NOT VOTING: Durnil, Ruhmkorff*

Because of the amendments the proposal must be returned to the Metropolitan Development Commission for further proceedings in accordance with IC 36-7-4-607. Proposal No. 515, 1989, As Amended, was retitled GENERAL ORDINANCE NO. 100, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 100, 1989

DOCKET NUMBER 89-AO-2  
THE DWELLING DISTRICTS ZONING ORDINANCE  
OF  
MARION COUNTY, INDIANA

A GENERAL ORDINANCE to amend Marion County Council Ordinance No. 8-1957, as amended, the Zoning Ordinance for Marion County which ordinance includes the Dwelling Districts Zoning Ordinance, as amended, and the Marion County Master Plan Permanent Zoning Ordinance, as amended, and fixing a time when the same shall take effect.

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WHEREAS, I.C. 36-7-4 establishes the Metropolitan Development Commission of Marion County, Indiana, as the single planning and zoning authority for Marion County, Indiana, and empowers the Metropolitan Development Commission to approve and recommend to the City-County Council of the City of Indianapolis and of Marion County, Indiana an ordinance or ordinances for the zoning or districting of all lands within the county for the purposes of securing adequate light, air, convenience of access, and safety from fire, flood, and other danger; lessening or avoiding congestion in public ways; promoting the public health, safety, comfort, morals, convenience, and general public welfare; securing the conservation of property values; and securing responsible development and growth; and

WHEREAS, The Marion County Master Plan Permanent Zoning Ordinance, adopted November 12, 1948 and subsequently amended, contains provisions which are obsolete and in need of revision or removal; and

WHEREAS, The Dwelling Districts Zoning Ordinance for Marion County, Indiana, 66-AO-02, as subsequently amended, has not been revised substantially in twenty-three years; and

WHEREAS, in the time period since the original adoption of the Dwelling Districts Zoning Ordinance for Marion County, technology in the home building industry has changed, with many new innovations not being reflected in the Dwelling Districts Zoning Ordinance; and

WHEREAS, in the time period since the original adoption of the Dwelling Districts Zoning Ordinance for Marion County, development patterns and consumer preferences within the County have changed, with these changes also not being reflected in the Dwelling Districts Zoning Ordinance; and

WHEREAS, in the same time period, neighborhoods have grown increasingly concerned over the type and quality of residential environment and development occurring in and near their areas; and

WHEREAS, the Metropolitan Development Commission and the City-County Council desire to address the needs of both the home building industry and neighborhoods in creating an ordinance which meets the long term needs of the City/County as a whole; and

WHEREAS, in creating such an ordinance, the Metropolitan Development Commission and the City-County Council desire to consolidate all zoning districts, classifications, and applicable permitted uses and standards pertaining to development currently found in the two sections of the Marion County Master Plan Permanent Zoning Ordinance that pertain to agricultural and forestry districts, into a single zoning classification in the Dwelling Districts Zoning Ordinance; and

WHEREAS, in order to accomplish the consolidation of zoning districts noted above, the Metropolitan Development Commission and the City-County Council have created the D-A (Dwelling-Agricultural) District as a successor district to the A, A-1 and A-2 (Agricultural) Districts and the F (Forestry) District of the Marion County Master Plan Permanent Zoning Ordinance, allowing within the newly created district all uses currently provided for in the current Agricultural and Forestry Districts; now, therefore:

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Dwelling Districts Zoning Ordinance of Marion County, Indiana, adopted as an amendment to Marion County Council Ordinance No. 8, 1957, as adopted and amended under Metropolitan Development Commission Docket Numbers 66-AO-02, 67-AO-1, 67-AO-2, 67-AO-3, 67-AO-6, 67-AO-8, 68-AO-5, 69-AO-4, 69-AO-5, 71-AO-5, 73-AO-1, 74-AO-3, 75-AO-1, 81-AO-2, 82-AO-1, 86-AO-2, and 87-AO-1, is hereby repealed.

SECTION 2. Marion County Council Ordinance No. 8, 1957 is hereby amended to include the following language as the Dwelling Districts Zoning Ordinance:

#### CHAPTER I DWELLING ZONING DISTRICTS

##### SECTION 1.00. ESTABLISHMENT OF DWELLING ZONING DISTRICTS

The following primary DWELLING ZONING DISTRICTS for Marion County, Indiana, are hereby established, and land within said County zoned to said district classifications shall be designated on the applicable zoning maps by the following zoning district symbols, respectively (which maps are a part of said Ordinance No. 8-1957, as amended, and are hereby incorporated by reference and made a part of this ordinance):

#### DWELLING ZONING DISTRICTS

<u>DISTRICT</u>	<u>SYMBOL</u>
DWELLING AGRICULTURE DISTRICT	D-A
DWELLING SUBURBAN DISTRICT	D-S

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DWELLING DISTRICT ONE	D-1
DWELLING DISTRICT TWO	D-2
DWELLING DISTRICT THREE	D-3
DWELLING DISTRICT FOUR	D-4
DWELLING DISTRICT FIVE	D-5
DWELLING DISTRICT FIVE-TWO	D-5II
DWELLING DISTRICT SIX	D-6
DWELLING DISTRICT SIX-TWO	D-6II
DWELLING DISTRICT SEVEN	D-7
DWELLING DISTRICT EIGHT	D-8
DWELLING DISTRICT NINE	D-9
DWELLING DISTRICT TEN	D-10
DWELLING DISTRICT ELEVEN	D-11
DWELLING DISTRICT TWELVE	D-12
PLANNED UNIT DEVELOPMENT DISTRICT	D-P

## CHAPTER II DWELLING DISTRICT REGULATIONS

### SECTION 2.00. GENERAL DWELLING DISTRICT REGULATIONS

The following regulations shall apply to all land within the DWELLING DISTRICTS.

#### A. After the effective date of this ordinance:

1. With the exception of legally established nonconforming uses, no land, building, structure, premises or part thereof shall be used or occupied except in conformity with these regulations and for uses permitted by this ordinance.

2. A lot may be divided into two (2) or more lots, provided that all resulting lots and all buildings thereon shall comply with all of the applicable provisions of the Dwelling Districts Zoning Ordinance of Marion County. If such a lot, however, is occupied by a nonconforming building, such lot may be subdivided provided such subdivision does not create a new noncompliance or increase the degree of noncompliance of such building.

3. No building, structure, premises or part thereof shall be constructed, erected, converted, enlarged, extended, reconstructed or relocated except in conformity with these regulations and for uses permitted by this ordinance with the exception of the following provisions:

a. Restoration of Legally Established Nonconforming Uses, Structures, Buildings Legally established nonconforming uses and structures or buildings may be restored to their original dimensions and conditions if damaged or partially destroyed by fire or other disaster provided the damage or destruction does not exceed two-thirds (2/3) of the gross floor area of the building, structure or facilities affected. Except, however, all land within any Flood Control District shall be bound by the forty percent (40%) limitation of Section 2.00, B.2. of the Flood Control Districts Zoning Ordinance of Marion County, Indiana, (71-AO-3, as amended).

#### b. Discontinuation of Nonconformity

The lawful nonconforming use or occupancy of any lot, in a Dwelling District, existing at the time of the effective date of this ordinance, may be continued as a nonconforming use, but if such nonconforming use is discontinued for one (1) year, any future use or occupancy of said land shall be in conformity with the provisions of this ordinance.

#### c. Legally Established Nonconforming Uses - Public Schools

Any legally established nonconforming use public elementary, middle, junior high or high school (including any structures, facilities and parking areas accessory thereto) may be converted, enlarged, extended, reconstructed or relocated for such public school use on the same lot or parcel as it existed on August 8, 1966, provided such school building, structure, facilities and parking area shall conform to the minimum yard and setback requirements of the applicable DWELLING DISTRICT.

#### d. Side and rear yard exceptions

(1) The minimum side and rear yard setback requirements of the D-S, D-1, D-2, D-3, D-4, D-5, D-5II and D-8, (for a lot containing single or two- dwelling units) Zoning Districts shall be subject to the following exceptions:

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- i. Legally established, detached, accessory garages may be reconstructed on an existing foundation even though such reconstruction would not comply with required side or rear yards.
- ii. The primary building may be enlarged or extended along a legally established nonconforming side yard between the established front setback line and the established rear setback line of the primary building provided that the lineal footage of such enlargement or extension does not exceed fifty percent (50%) of the lineal footage of the primary building along that side setback line.

(2) The minimum side and rear yard setback requirements of all Dwelling Zoning Districts shall be subject to the following exception:

Eave or cornice overhangs, bay windows, chimneys and other similar appurtenant structural projections from a primary or accessory building may encroach into a required side or rear yard no more than two (2) feet.

e. Lot area, lot width exception

Any lot recorded or any platted lot recorded prior to the adoption of this ordinance, having less than the minimum lot area or minimum lot width required by the applicable DWELLING DISTRICT regulations of this ordinance for a single-family dwelling, shall be deemed an exception to such minimum lot area and lot width requirement, and a single-family dwelling may be constructed hereon provided all other requirements of this ordinance, including minimum yard and setback requirements, shall be maintained.

f. D-A District exceptions

- (1) Any single-family dwelling on any lot in a D-A District, developed prior to the adoption of this ordinance under the applicable A-1 or A-2 Agricultural District standards of the Marion County Master Plan Permanent Zoning Ordinance, may be converted, enlarged, extended, reconstructed or relocated if such activity is in accordance with the standards previously applicable thereto as said lot was previously zoned. Except, however, the previously applicable size limitations for garages and other accessory use standards shall not be applicable, in which case the standards of this ordinance shall apply.
- (2) For any lot or platted lot in the D-A District recorded prior to the adoption of this ordinance, having less than the minimum lot area or minimum lot width required by the D-A District regulations of this ordinance, the following development standards may be modified as set forth below:
  - i. minimum lot width at setback: 80 feet.
  - ii. minimum side yard setback: aggregate - 24 feet, provided no side yard shall be less than twelve (12) feet.
  - iii. minimum rear yard setback: fifteen (15) feet.
  - iv. minimum street frontage: 80 feet on a public street right-of-way.

g. D-6 and D-6II District single family exception

In the D-6 and D-6II District, a single or two-family dwelling, including accessory structures, may be constructed, erected, enlarged, extended, or reconstructed on any platted lot recorded prior to the adoption of this ordinance which was specifically platted for single family dwelling purposes. Such development shall be in accordance with the approved plat, any restrictions thereof, and any commitments resulting from the rezoning of such lot.

4. The front setback and minimum front yard requirements of all Dwelling Zoning Districts shall be subject to the following exception for all land within the Town of Meridian Hills, Indiana:

The required front setback and minimum yard requirements applicable to all land within the Town of Meridian Hills, Indiana, however presently zoned, shall be not less than the standards of the Class R-1, R-2, and R-3 area Districts, respectively, previously applicable thereto as said land was formerly zoned, in accordance with the Meridian Hills Zone Map and section 12 of the Zoning Ordinance of the Town of Meridian Hills, Indiana, General Ordinance No. 1, 1946, prior to the effective date of the comprehensive Dwelling Districts Zoning Ordinance of Marion County, Indiana, Ordinance 66-AO-2, which rezoned and reclassified said land. (Said Zoning Ordinance of the Town of Meridian Hills, Indiana, section 12 and Meridian Hills Zone Map, adopted by the Marion County Council March 28, 1957, as a part of Marion County Council Ordinance No. 8-1957, are hereby incorporated herein by reference).

5. Secondary Means of Escape.



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Any secondary means of escape which includes, but is not limited to, fire escapes or similar emergency accesses, shall be located on the rear or side facades of the building or structure. In the case of a building or structure located on a corner lot, the secondary means of escape shall not be located on the facade of any building or structure which has frontage along a public or private street.

6. Side Yard Setback - Zero Lot Line Option

The minimum side yard setback requirements of the D-S, D-1, D-2, D-3, D-4, D-5, and D-SII Zoning Districts shall be subject to the following exceptions:

Any plat of a subdivision submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce the minimum side yard requirement for one side yard of each lot to zero (0) feet provided that:

- a. A minimum distance of ten (10) feet shall be required and maintained between all buildings on adjacent lots; and,
- b. No windows or doors shall be provided or maintained on that portion of the structure which reduces the required side yard by use of this exception; and,
- c. The aggregate side yard(s) is provided on the lot according to the applicable dwelling district regulations; and,
- d. An easement, providing for the continual maintenance of that portion of the structure which reduces the required side yard by use of this exception, is provided, recorded and maintained.

7. Exceptions to dwelling district development standards for the development of Cluster Subdivisions.

In any plat of a subdivision recorded after January 1, 1990 in the D-S, D-1, D-2, D-3 and D-4 Zoning Districts the following exceptions shall apply.

Any subdivision, the plat of which is submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana may be developed as a cluster subdivision in accordance with the following:

a. Purpose

Cluster subdivisions are intended to allow greater flexibility in design and development of subdivisions, in order to produce innovative residential environments, provide for more efficient use of land, protect topographical features, and permit common area and open space. To accomplish this purpose, the following regulations and exceptions shall apply only to cluster subdivisions.

b. Exceptions to dwelling district development standards.

Exceptions to the development standards relating to the subdivision's lot size, shape and dimensions may be permitted for individual lots within a cluster subdivision, as follows:

(1) Project Area (Minimum Size of Subdivision).

There shall be a minimum of five (5) acres required for the development of a cluster subdivision. The tract of land to be developed shall be in one ownership or shall be the subject of an application filed by the owners of the entire tract. The tract shall be developed as a unit and in the manner approved.

(2) Project Density.

The overall maximum density of the proposed cluster subdivision shall remain the same as that permitted by developing the same site area into developable lots in full compliance with the applicable underlying dwelling district regulations and The Subdivision Control Ordinance of Marion County, Indiana.

(3) Sewers.

Attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in any cluster subdivision with a minimum lot area of less than 24,000 sq. ft.

(4) Area, Width, Setback, and Open Space for Individual Lots.

Individual lots in a cluster subdivision are exempt from the following development standards of the applicable dwelling district:

- i. minimum lot area.
- ii. minimum lot width.
- iii. minimum lot width at setback.
- iv. minimum side and rear yard setback regulations. Minimum side and rear yard setback regulations may be modified by the following:
  - (a) Setback from any subdivision boundary property lines: Twenty (20) feet.
  - (b) The minimum rear yard setback: Fifteen (15) feet.
  - (c) The minimum side yard setback shall have a minimum depth in accordance with Section 2.00, 6., Side yard setback - Zero lot line option.
- v. The minimum street frontage. Minimum street frontage may be reduced to fifteen (15) feet provided, however, that each individual lot shall have direct access to a public street, and.
- vi. Minimum open space. Individual cluster lots shall have a minimum open space of fifty (50) percent.

(5) Project Open Space.

The amount of permanent open space created by the development of the site as a cluster subdivision shall be equivalent to, or more than, the total reduction in lot sizes. At least seventy-five (75) percent of the total amount of open space shall consist of tracts of land at least fifty (50) feet wide.

The open space created by the development of the site as a cluster subdivision shall be provided in such a manner that it is preserved in its naturally occurring state for passive recreational activities. A subordinate amount of this open space may be developed as a common recreational area. The open space created by the development of the site as a cluster subdivision shall further be provided in such a manner that it is accessible to residents of the the subdivision and for maintenance. The open space shall perpetually run with the subdivision and shall not be developed or separated from the cluster subdivision at a later date. Provisions shall be made for continuous and adequate maintenance at a reasonable and non-discriminatory rate of charge.

c. Procedures for Cluster Subdivision Approval.

1. The petitioner shall submit two site plans for the property proposed for a cluster subdivision for review and conceptual design approval by the Administrator prior to filing for plat approval.
  - i. Site Plan One shall depict the development of the site in full compliance with all use and development standards of the applicable underlying dwelling district and the Subdivision Control Ordinance of Marion County, Indiana. This site plan will be used to determine the maximum number of developable lots possible on the site and set the density of that development.
  - ii. Site Plan Two shall depict the development of the site as a proposed cluster subdivision. The density of the overall development shall be no greater than that permitted by the development of the site depicted in Site Plan One.
2. The Administrator shall compare the proposed cluster subdivision with the site plan showing the same site developed in compliance with the applicable dwelling district and determine the appropriateness of cluster design for the site.
3. In determining the appropriateness of cluster design for the site, the Administrator shall look for the following attributes:
  - i. Protection of unique topographical features on the site, including, but not limited to: slopes, streams, natural water features.
  - ii. Protection and preservation of wooded areas, individual trees of significant size, wetlands, or other environmentally sensitive features.
  - iii. Development of common open space and recreational areas accessible to residents of the subdivision including provisions for walkways and bikeways.
  - iv. Provide a more efficient use of the land.
  - v. Produce innovative residential environments.
  - vi. Minimize the alteration of the natural site features to be preserved through the design and situation of individual lots, streets, and buildings.
  - vii. Diversity and originality in lot layout and individual building design shall be encouraged to achieve the best possible relationship between development and the land.
  - viii. Relationship to surrounding properties, improvement of the view from and of buildings, and minimizing of the land area devoted to motor vehicle access shall be encouraged through the arrangement and situation of individual lots, buildings, and units.
4. The administrator shall further review the proposed cluster subdivision to ensure that the proposed cluster development will be constructed, arranged, and operated so as not to interfere with the

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development and use of neighboring property, in accordance with the applicable district regulations, to include any necessary transition along the perimeter of the development with adjacent single-family zoning districts.

5. If upon review, the Administrator, based upon the attributes noted above, determines that the proposed cluster subdivision is not appropriate for the site, the Administrator shall inform the petitioner in writing of the determination. The petitioner may, within five (5) business days, appeal the Administrator's decision by filing an approval petition before the Metropolitan Development Commission.
6. If upon review, the Administrator, based upon the attributes noted above, determines that the proposed cluster subdivision is appropriate for the site, the Administrator shall inform the petitioner in writing of the determination. The petitioner may then proceed with the filing of a preliminary plat before the Plat Committee. The filed plat shall be in substantial compliance with the proposed plat approved by the Administrator.

d. Maintenance of common open space areas.

As a condition of Administrator's Approval of the cluster subdivision permitting exceptions to the standard requirements of the applicable zoning district, the petitioner shall submit with the site plan for review and approval documentary assurances that permanent dedication of the open space areas shall be made and that adequate provision(s) is being made for continuous and adequate maintenance of project open space, common areas and recreation areas. Once approved by the Administrator, the documentary assurances shall be filed with the plat committee at the time of a petition for plat approval is initiated. Further, the documentary assurances shall be incorporated in the plat that is recorded with the office of the Marion County Recorder. No exceptions to these requirements shall be permitted unless the Plat Committee determines that the petitioner has adequately provided for such upkeep, protection and maintenance of open space, common area or recreational areas through other legally binding perpetual agreements.

B. All uses established or placed into operation after August 2, 1966 shall comply with the following performance standards. No use in existence of the effective date of this ordinance shall be so altered or modified as to conflict with these standards.

1. VIBRATION. No use shall cause earth vibrations or concussions detectable beyond the lot lines without the aid of instruments.

2. SMOKE. No use shall emit smoke of a density equal to or greater than No. 2 according to the Ringelmann Scale, as now published and used by the U. S. Bureau of Mines, which scale is on file in the office of the Division of Development Services, and is hereby incorporated by reference and made a part hereof.

3. DUST. No use shall cause dust, dirt or fly-ash of any kind to escape beyond the lot lines in a manner detrimental to or endangering the public health, safety or welfare or causing injury to property.

4. NOXIOUS MATTER. No use shall discharge across the lot lines noxious, toxic or corrosive matter, fumes or gases in such concentration as to be detrimental to or endanger the public health, safety or welfare or cause injury to property.

5. ODOR. No use shall emit across the lot lines odor in such quantity as to be readily detectable at any point along the lot lines and as to be detrimental to or endanger the public health, safety or welfare or cause injury to property.

6. SOUND. No use shall produce sound in such a manner as to endanger the public health, safety or welfare or cause injury to property. Sound shall be muffled so as not to become detrimental due to intermittence, beat, frequency, shrillness or vibration.

7. HEAT AND GLARE. No use shall produce heat or glare creating a hazard perceptible from any point beyond the lot lines.

8. WASTE. No use shall accumulate within the lot or discharge beyond the lot lines any waste matter, whether liquid or solid, in violation of the applicable standards and regulations of the Division of Public Health of the Health and Hospital Corporation of Marion County, Indiana; the Indiana State Board of Health; and the Stream Pollution Control Board of the State of Indiana, or in such a manner as to endanger the public health, safety or welfare; or cause injury to property.

SECTION 2.01. D-A DWELLING AGRICULTURE DISTRICT REGULATIONS

STATEMENT OF PURPOSE

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The D-A District provides for a variety of agricultural enterprises. It is intended to provide for the production, keeping or maintenance, for sale, lease or personal use, of plants and animals and any mutations or hybrids thereof, including but not limited to: forages and sod crops; grains and seed crops; dairy animals and dairy products; poultry and poultry products; the breeding or grazing of animals; hog operations; bee and apiary products; or lands devoted to a soil conservation or forestry management program. A single-family dwelling is intended to be permitted as a part of such an agricultural enterprise. A secondary intent of this district is large estate development of single-family dwellings. This district represents the very low density residential classification of the Comprehensive General Land Use Plan, and in fact provides for the lowest density of the Dwelling Districts Zoning Ordinance. This district does not require public water and sewer facilities. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wildlife.

### A. PERMITTED D-A USES

The following uses shall be permitted in the D-A DISTRICT. All uses in the D-A DISTRICT shall conform to the D-A Development Standards (section 2.01, B) and the Dwelling District Regulations of section 2.00.

1. Either one SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22, or One GROUP HOME, as defined in section 2.25, or One RELIGIOUS USE, as regulated in section 2.24.

2. FORESTS, FOREST PROPAGATION NURSERIES, ARBORETUMS.

3. FISH HATCHERIES, LAKES AND PONDS.

4. PROJECTS SPECIFICALLY DESIGNED FOR CONSERVATION OF SOIL OR WATER OR WATERSHED PROTECTION.

5. COMMERCIAL GREENHOUSES AND PLANT NURSERIES, excluding retail sales.

6. TRUCK GARDENS AND RELATED FIELD CROPS, MUSHROOM CELLARS, GENERAL GARDENING AND APIARIES.

7. PRODUCTION OF GRAINS, GRASSES, PLANTS, VINES, AND ORCHARDS.

8. STANDS FOR THE SALE OF AGRICULTURAL PRODUCTS PRODUCED ON THE LOT.

9. GRAZING OR FEEDING OF LIVESTOCK FOR ANIMAL INCREASE OR VALUE INCREASE. Provided, however, any area devoted to confinement operations for cattle, hogs or poultry shall be a minimum of five hundred (500) feet from any dwelling unit which is located on a lot of less than three (3) acres, other than the principal homestead.

10. BARNs, SHEDS, STORAGE BUILDINGS AND FENCES ESSENTIAL TO AN AGRICULTURAL ENTERPRISE. Provided, however, an agricultural enterprise must be conducted on the lot and shall encompass a minimum of one-half (1/2) acre.

11. TEMPORARY USES, as regulated in section 2.18.

12. ACCESSORY USES, as regulated in section 2.19.

13. HOME OCCUPATIONS, as regulated in section 2.20.

### B. D-A DEVELOPMENT STANDARDS

1. USE. a. No operations or activities for pecuniary gain which package products for final market distribution or which mechanically, electrically or chemically transform raw materials into new products, other than cultivation or animal husbandry, shall be permitted.

b. The use of lakes and ponds shall not include commercial or recreational activities which are open to the general public for a fee.

2. MINIMUM LOT AREA. Minimum lot area: 3 acres

3. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line: 250 feet, provided, however, a minimum lot width of 125 feet shall be maintained between the right-of-way line and the front setback line established by existing structures on the lot or structures proposed for the lot.

b. Minimum street frontage: Each lot shall have at least 125 feet of frontage on a public street and shall gain direct access from said street.



4. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard: Front yards having a minimum depth in Saccordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

b. Minimum rear yard: 75 feet

c. Minimum side yard: Aggregate: 75 feet Provided, however, no side yard shall be less than 30 feet.

5. MINIMUM OPEN SPACE. Minimum open space: 85 percent of the lot area. However, in the case of greenhouses and plant nurseries, the minimum open space shall be fifty (50) percent of the lot area.

6. MAXIMUM HEIGHT. a. Primary building (single-family dwelling): 35 feet

b. Accessory buildings to a single-family dwelling: 20 feet

c. Accessory buildings essential to an agricultural enterprise: unlimited

7. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building (single-family dwelling), exclusive of garage, carports, and open porches:

.One-story building: 1,200 sq. ft.

.Building higher than one story: 800 sq. ft., provided the total floor area shall be at least 1,200 sq.ft.

8. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

## SECTION 2.02. D-S DWELLING SUBURBAN DISTRICT REGULATIONS

### STATEMENT OF PURPOSE

The D-S District is intended for use in areas of extreme topography, areas conducive to estate development, or areas where it is desirable to permit only low density development, (such as adjacent to flood plains, aquifers, urban conservation areas, within the extended alignment of airport runways, etc.). Of the dwelling districts providing for only single-family dwellings, the D-S District provides the lowest density in the ordinance. The D-S District provides for single-family residential building lots consisting of at least one acre. A typical density for the D-S District is 0.4 units/gross acre. This district represents the very low density residential classification of the Comprehensive General Land Use Plan. This district does not require public water and sewer facilities. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wildlife, (refer to the Cluster Subdivision option of Section 2.00).

### A. PERMITTED D-S USES

The following uses shall be permitted in the D-S DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-S DISTRICT shall conform to the D-S Development Standards (section 2.02, B) and the Dwelling District Regulations of section 2.00.

#### 1. PRIMARY USES:

a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.

b. GROUP HOME, as defined in section 2.25.

c. RELIGIOUS USE, as regulated in section 2.24.

2. TEMPORARY USES, as regulated in section 2.18.

3. ACCESSORY USES, as regulated in section 2.19.

4. HOME OCCUPATIONS, as regulated in section 2.20.

### B. D-S DEVELOPMENT STANDARDS

#### 1. MINIMUM LOT AREAMinimum lot area: 1 acre

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum lot area for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 1-acre requirement, provided the average size of all lots within said approved plat shall be at least one (1) acre.

2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line: 150 feet

Provided, however, any plat of a subdivision consisting of 5 or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to 20 percent of the total number of lots within said plat, to the extent of up to 20 percent below such 150-foot requirement.

b. Minimum street frontage: Each lot shall have at least 75 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

b. Minimum rear yard: 25 feet

c. Minimum side yard: Aggregate: 35 feet

Provided, however, no side yard shall be less than 15 feet.

4. MINIMUM OPEN SPACE. Minimum open space: 85 percent of the lot area.

5. MAXIMUM HEIGHT a. Primary building: 35 feet

b. Accessory buildings: 20 feet

6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

.One-story building: 1,200 sq. ft.

.Building higher than one story: 800 sq. ft., provided the total floor area shall be at least 1,200 sq. ft.

7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

#### SECTION 2.03. D-1 DWELLING DISTRICT ONE REGULATIONS

##### STATEMENT OF PURPOSE

The D-1 District is intended for use in suburban areas. There is no specific requirement for the placement of this district other than carrying out the single-family low density patterns expressed by the Comprehensive General Land Use Plan. The D-1 District has a typical density of 0.9 units/gross acre. This district represents the very low density residential classification of the Comprehensive General Land Use Plan. Under most circumstances, public water and sewer facilities should be present, but are not mandatory. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wildlife (refer to the Cluster Subdivision option of Section 2.00).

##### A. PERMITTED D-1 USES

The following uses shall be permitted in the D-1 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-1 DISTRICT shall conform to the D-1 Development Standards (section 2.03, B) and the Dwelling District Regulations of section 2.00.

###### 1. PRIMARY USES:

a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.

b. GROUP HOME, as defined in section 2.25.

c. RELIGIOUS USE, as regulated in section 2.24.

2. TEMPORARY USES, as regulated in section 2.18.

3. ACCESSORY USES, as regulated in section 2.19.

4. HOME OCCUPATIONS, as regulated in section 2.20.

##### B. D-1 DEVELOPMENT STANDARDS

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1. MINIMUM LOT AREA. Minimum lot area: 24,000 sq. ft.

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance may reduce said minimum lot area for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 24,000 sq. ft. requirement, provided the average size of all lots within said approved plat shall be at least 24,000 sq. ft.

2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line: 90 feet

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 90-foot requirement.

b. Minimum street frontage: Each lot shall have at least 45 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and yard: Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

b. Minimum rear yard: 25 feet

c. Minimum side yard: Aggregate: 22 feet

Provided, however, no side yard shall be less than 8 feet.

4. MINIMUM OPEN SPACE. Minimum open space: 80 percent of the lot area.

5. MAXIMUM HEIGHT. a. Primary building: 35 feet

b. Accessory buildings: 20 feet

6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

.One-story building: 1,200 sq. ft.

.Building higher than one story: 800 sq. ft., provided the total floor area shall be at least 1,200 sq. ft..

7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

SECTION 2.04. D-2 DWELLING DISTRICT TWO REGULATIONS

STATEMENT OF PURPOSE

The D-2 District is intended for use in suburban areas of the County. There is no specific requirement for the placement of this district other than carrying out the single-family low density patterns expressed by the Comprehensive General Land Use Plan. The D-2 District has a typical density of 1.9 units/gross acre. Two-family dwellings are permitted on corner lots in this district. This district represents the most intense development recommended for the very low density classification of the Comprehensive General Land Use Plan. Public water and sewer facilities shall be present. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife (refer to the Cluster Subdivision option of Section 2.00).

A. PERMITTED D-2 USES

The following uses shall be permitted in the D-2 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-2 DISTRICT shall conform to the D-2 Development Standards (Section 2.04, B) and the Dwelling District Regulations of section 2.00.

1. PRIMARY USES:

a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.

b. TWO-FAMILY DWELLING, (permitted on corner lots only) as regulated in section 2.04, B, 2, c.

c. GROUP HOME, as defined in section 2.25.

d. RELIGIOUS USE, as regulated in section 2.24.

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2. TEMPORARY USES, as regulated in section 2.18.
3. ACCESSORY USES, as regulated in section 2.19.
4. HOME OCCUPATIONS, as regulated in section 2.20.

### B. D-2 DEVELOPMENT STANDARDS

#### 1. MINIMUM LOT AREA. Minimum lot area:

- .Single-family Dwelling: 15,000 sq. ft..
- .Two-family Dwelling: 20,000 sq. ft.

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum lot area for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 15,000 sq. ft. requirement, provided the average size of all lots within said approved plat shall be at least 15,000 sq. ft..

Provided further, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district for lots in any plat of a subdivision recorded after January 1, 1990.

#### 2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line:

- .Single-family Dwelling: 80 feet
- .Two-family Dwelling: 120 feet (on each street).

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to ten (10) percent below such 80-and 120-foot requirements.

b. Minimum street frontage: Each lot shall have at least 40 feet of frontage on a public street and shall gain direct access from said street.

c. Orientation of two-family dwellings: On corner lots, the orientation (front doors, driveways) of each unit in a two-family dwelling shall be toward a different street frontage.

#### 3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

- b. Minimum rear yard: 25 feet
- c. Minimum side yard: Aggregate: 19 feet Provided, however, no side yard shall be less than 7 feet.

#### 4. MINIMUM OPEN SPACE. Minimum open space: 75 percent of the lot area.

#### 5. MAXIMUM HEIGHT. a. Primary building: 35 feet

- b. Accessory buildings: 20 feet

#### 6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

- .One-story building: 1,200 sq. ft. for each dwelling unit.
- .Building higher than one story: 800 sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least 1,200 sq. ft..

#### 7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

### SECTION 2.05. D-3 DWELLING DISTRICT THREE REGULATIONS

#### STATEMENT OF PURPOSE



The D-3 District is intended for areas of low or medium intensity single-family residential development. Land in this district should have good thoroughfare access, be relatively flat in topography, and be rather closely associated with community and neighborhood facilities (schools, parks, shopping areas, etc.). Two family dwellings are permitted on corner lots in this district. The D-3 District has a typical density of 2.6 units/gross acre. This district represents the low density residential classification of the Comprehensive General Land Use Plan. All public facilities shall be present. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wildlife (refer to the Cluster Subdivision option of Section 2.00).

#### A. PERMITTED D-3 USES

The following uses shall be permitted in the D-3 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-3 DISTRICT shall conform to the D-3 Development Standards (2.05, B) and the Dwelling District Regulations of section 2.00.

##### 1. PRIMARY USES:

- a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.
- b. TWO-FAMILY DWELLING, (permitted on corner lots only) as regulated in section 2.05, B, 2, c.
- c. GROUP HOME, as defined in section 2.25.
- d. RELIGIOUS USE, as regulated in section 2.24.

##### 2. TEMPORARY USES, as regulated in section 2.18.

##### 3. ACCESSORY USES, as regulated in section 2.19.

##### 4. HOME OCCUPATIONS, as regulated in section 2.20.

#### B. D-3 DEVELOPMENT STANDARDS

##### 1. MINIMUM LOT AREA. a. Minimum lot area:

- .Single-Family Dwelling: 10,000 sq. ft..
- .Two-Family Dwelling: 15,000 sq. ft..

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum lot area for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 10,000 sq. ft. requirement, provided the average size of all lots within said approved plat shall be at least 10,000 sq. ft..

- b. An additional 5,000 sq. ft. of lot area shall be required for any lot utilizing a septic tank or other individual sewage disposal system.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district for lots in any plat of a subdivision recorded after January 1, 1990.

##### 2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line:

- .Single-family Dwelling: 70 feet
- .Two-family Dwelling: 105 feet (on each street)

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to ten (10) percent below such 70-and 105-foot requirements.

- b. Minimum street frontage: Each lot shall have at least 35 feet of frontage on a public street and shall gain direct access from said street.

- c. Orientation of two-family dwellings: On corner lots, the orientation (front doors, driveways) of each unit in a two-family dwelling shall be toward a different street frontage.

##### 3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

- b. Minimum rear yard: 20 feet
- c. Minimum side yard: Aggregate: 16 feet Provided, however, no side yard shall be less than 6 feet.
- 4. MINIMUM OPEN SPACE. Minimum open space: 70 percent of the lot area.
- 5. MAXIMUM HEIGHT. a. Primary building: 35 feet
  - b. Accessory buildings: 20 feet
- 6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:
  - .One-story building: 1,200 sq. ft. for each dwelling unit.
  - .Building higher than one story: 800 sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least 1,200 sq. ft..
- 7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

#### SECTION 2.06. D-4 DWELLING DISTRICT FOUR REGULATIONS

##### STATEMENT OF PURPOSE

The D-4 District is intended for areas of low or medium intensity single-family residential development. Land in this district should have good thoroughfare access, be relatively flat in topography, and be rather closely associated with community and neighborhood facilities (schools, parks, shopping areas, etc.). Two-family dwellings are permitted on corner lots in this district. The D-4 District has a typical density of 4.2 units/gross acre. This district represents the low density residential classification of the Comprehensive General Land Use Plan. All public facilities shall be present. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife (refer to the Cluster Subdivision option of Section 2.00).

##### A. PERMITTED D-4 USES

The following uses shall be permitted in the D-4 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-4 DISTRICT shall conform to the D-4 Development Standards (section 2.06, B) and the Dwelling District Regulations of section 2.00.

- 1. PRIMARY USES:
  - a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.
  - b. TWO-FAMILY DWELLING, (permitted on corner lots only) as regulated in section 2.06, B, 2, c.
  - c. GROUP HOME, as defined in section 2.25.
  - d. RELIGIOUS USE, as regulated in section 2.24.
- 2. TEMPORARY USES, as regulated in section 2.18.
- 3. ACCESSORY USES, as regulated in section 2.19.
- 4. HOME OCCUPATIONS, as regulated in section 2.20.

##### B. D-4 DEVELOPMENT STANDARDS

- 1. MINIMUM LOT AREA. a. Minimum lot area:

- .Single-family Dwelling: 7,200 sq. ft..
  - .Two-Family Dwelling: 10,000 sq. ft..

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum lot area for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 7,200 sq. ft. requirement, provided the average size of all lots within said approved plat shall be at least 7,200 sq. ft.

- b. An additional 5,000 sq. ft. of lot area shall be required for any lot utilizing a septic tank or other individual sewage disposal system.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district for lots in any plat of a subdivision recorded after January 1, 1990.

2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line:

- .Single-family Dwelling: 60 feet
- .Two-family Dwelling: 90 feet (on each street)

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of the ordinance, may reduce said minimum width for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to ten (10) percent below such 60- and 90- foot requirements.

b. Minimum street frontage: Each lot shall have at least 30 feet of frontage on a public street and shall gain direct access from said street.

c. Orientation of two-family dwellings: On corner lots, the orientation (front doors, driveways) of each unit in a two-family dwelling on corner lots shall be toward a different street frontage.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

- b. Minimum rear yard: 20 feet
- c. Minimum side yard: Aggregate: 13 feet

Provided, however, no side yard shall be less than 5 feet.

4. MINIMUM OPEN SPACE. Minimum open space: 65 percent of the lot area.

5. MAXIMUM HEIGHT. a. Primary building: 35 feet

b. Accessory buildings: 20 feet

6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

- .One-story building: 900 sq. ft. for each dwelling unit.
- .Building higher than one story: 660 sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least 900 sq. ft.

7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

## SECTION 2.07. D-5 DWELLING DISTRICT FIVE REGULATIONS

### STATEMENT OF PURPOSE

The D-5 District is intended for areas of medium intensity singlefamily residential development. The application of this district will be found within urban, built-up areas of the community, and where all urban public and community facilities, and services are available. The district is not intended for suburban use. Due to its strong reliance upon complete urban facilities, D-5 district location should be applied judiciously. Two-family dwellings are permitted on any lot in this district. The D-5 District has a typical density of 4.5 units/ gross acre. This district represents the low and medium density residential classification of the Comprehensive General Land Use Plan. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife.

### A. PERMITTED D-5 USES

The following uses shall be permitted in the D-5 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-5 DISTRICT shall conform to the D-5 Development Standards (section 2.07, B) and the Dwelling District Regulations of section 2.00.

#### 1. PRIMARY USES:

- a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.

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- b. TWO-FAMILY DWELLING.
- c. GROUP HOME, as defined in section 2.25.
- d. RELIGIOUS USE, as regulated in section 2.24.

- 2. TEMPORARY USES, as regulated in section 2.18.
- 3. ACCESSORY USES, as regulated in section 2.19.
- 4. HOME OCCUPATIONS, as regulated in section 2.20.

### B. D-5 DEVELOPMENT STANDARDS

- 1. MINIMUM LOT AREA. Minimum lot area:

- .Single-Family Dwelling: 5,000 sq. ft.
- .Two-family Dwelling: 9,000 sq. ft.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

- 2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line:

- .Single-family Dwelling: 50 feet
- .Two-family Dwelling: 90 feet (on each street)

- b. Minimum street frontage: Each lot shall have at least 25 feet of frontage on a public street and shall gain direct access from said street.

- 3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

- b. Minimum rear yard: 20 feet
- c. Minimum side yard: Aggregate: 10 feet

Provided, however, no side yard shall be less than 4 feet.

- 4. MINIMUM OPEN SPACE. Minimum open space: 65 percent of the lot area.

- 5. MAXIMUM HEIGHT. a. Primary building: 35 feet

- b. Accessory buildings: 20 feet

- 6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

- .One-story building: 900 sq. ft. for each dwelling unit.
- .Building higher than one story: 660 sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least 900 sq. ft.

- 7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

### SECTION 2.08. D-5II DWELLING DISTRICT FIVE-TWO REGULATIONS

#### STATEMENT OF PURPOSE

The D-5II District provides the smallest single-family lot size in the zoning ordinance. It is intended for carrying out both the low density and medium density residential classification expressed in the Comprehensive General Land Use Plan. The district is designed to be used with the zero lot line option of this ordinance. The district's application may be found within built-up areas of the community where redevelopment is occurring or where infill development is necessary. The district is also intended for suburban use. The district must be applied judiciously in suburban areas, however, due to the unique characteristics of this district. Two-family dwellings are permitted on any lot in this district. The D-5II district has a typical density of 5 units/gross acre. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wildlife.



A. PERMITTED D-5II USES

The following uses shall be permitted in the D-5II DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-5II DISTRICT shall conform to the D-5II Development Standards (section 2.08, B) and the Dwelling District Regulations of section 2.00.

1. PRIMARY USES:

- a. SINGLE-FAMILY DWELLING, including a Manufactured Home as regulated in section 2.22.
- b. TWO-FAMILY DWELLING.
- c. GROUP HOME, as defined in section 2.25.
- d. RELIGIOUS USE, as regulated in section 2.24.

2. TEMPORARY USES, as regulated in section 2.18.

3. ACCESSORY USES, as regulated in section 2.19.

4. HOME OCCUPATIONS, as regulated in section 2.20.

B. D-5II DEVELOPMENT STANDARDS

1. MINIMUM LOT AREA. Minimum lot area:

- .Single-Family Dwelling: 3,200 sq. ft.
- .Two-family Dwelling: 7,600 sq. ft.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the required setback line:

- .Single-family Dwelling: 40 feet
- .Two-family Dwelling: 80 feet (on each street)

b. Minimum street frontage: Each lot shall have at least 25 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of section 2.21, A, shall be provided along all public street right-of-way lines.

- b. Minimum rear yard: 10 feet
- c. Minimum side yard: Aggregate: 10 feet

Provided, however, no side yard shall be less than 3 feet.

4. MINIMUM OPEN SPACE. Minimum open space: 65 percent of the lot area.

5. MAXIMUM HEIGHT. a. Primary building: 35 feet

- b. Accessory buildings: 20 feet

6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

- .One-story building: 900 sq. ft. for each dwelling unit.
- .Building higher than one story: 660 sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least 900 sq. ft.

7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, E and C.

SECTION 2.09. D-6 DWELLING DISTRICT SIX REGULATIONS

STATEMENT OF PURPOSE

The D-6 District is principally intended for medium intensity multifamily dwellings. The district is intended for developments in suburban areas well served by major thoroughfares, sanitary sewers, and school and park facilities. In its application, the district need not be directly associated with more intense land uses such as commercial or industrial areas. The D-6 District has a typical density of 6-9 units/gross acre. This district represents the medium density residential classification of the Comprehensive General Land Use Plan. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife.

A. PERMITTED D-6 USES

The following uses shall be permitted in the D-6 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-6 DISTRICT shall conform to the D-6 Development Standards (Section 2.09, B) and the Dwelling District Regulations of Section 2.00.

1. PRIMARY USES:

- a. ATTACHED MULTIFAMILY DWELLINGS.
- b. GROUP HOME, as defined in Section 2.25.
- c. RELIGIOUS USE, as regulated in Section 2.24.

2. TEMPORARY USES, as regulated in Section 2.18.

3. ACCESSORY USES, as regulated in Section 2.19.

4. HOME OCCUPATIONS, as regulated in Section 2.20.

B. D-6 DEVELOPMENT STANDARDS

1. MINIMUM PROJECT AREA. There shall be no required minimum project area other than the land area necessary to provide for the development requirements of paragraphs 2, 3 and 5 of this subsection B.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM PROJECT FRONTAGE. Each project shall have at least 150 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards, having a minimum depth in accordance with the setback requirements Section 2.21 A, shall be provided wherever the project abuts a public street right-of-way line.

b. Minimum required perimeter side and rear yards: Minimum required perimeter yards of at least 30 feet in depth shall be provided wherever the project or lot abuts adjoining perimeter property.

c. Minimum yards between buildings: In projects containing two or more buildings, minimum yards (in addition to the requirements of a. and b. above) shall be provided between all buildings, in accordance with the following standards:

(1) For buildings containing three or four units, the required minimum depth of such yards shall be five (5) feet for each building.

(2) For buildings containing more than four units, the required minimum depth of such yards for each building shall be determined in relation to the height and length of each such building wall and the placement of windows therein, as follows:

i. Wall Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be ten (10) feet, plus two (2) feet for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

ii. Wall Not Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be five (5) feet, plus one (1) foot for each story in height, plus one (1) foot for each fifteen (15) feet in length of such wall.

(3) The distance between buildings shall in no case be less than the sum of the required minimum depths of such adjoining yards.

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(4) The minimum depth of yards, for purposes of these standards, shall be measured perpendicular to the building wall at all points.

(5) Walls forming interior courts with a minimum width of ten (10) feet and serving only one building shall be exempt from the provisions of this paragraph c.

d. Use of required perimeter yards and yards between buildings: All yards shall meet the requirements of Section 2.21, F. Said perimeter yards and yards between buildings shall only be used for open space with the exception of the following:

(1) Driveways, and,

(2) Interior access drives, open balconies, uncovered porches, patios, or structures which qualify as covered open space (as defined in Section 2.25) may project or be located no more than ten (10) feet into said yard, provided however, in no case, shall the permitted facilities be located closer than ten (10) feet to another structure.

(3) Parking areas may be located in the yards between buildings, provided no parking area shall be closer than ten (10) feet to any building.

4. MAXIMUM HEIGHT. a. Primary buildings: 35 feet but not to exceed 3 stories containing a dwelling unit or units.

b. Accessory buildings: 25 feet.

5. DEVELOPMENT AMENITIES. Floor area, open space, livability space, recreation space and parking spaces shall be provided for each project in accordance with the following required ratios (all as defined in Section 2.25):

a. Maximum Floor Area: floor area ratio (FAR) 0.200

b. Minimum Open Space: open space ratio (OSR) 3.850

c. Minimum Livability Space: livability space ratio (LSR) 2.600

d. Minimum Major Livability Space: major livability space ratio (MLSR) 0.180

e. Minimum Parking Spaces: total car ratio (TCR) 1.600

In addition: site and development plans, landscape plans, trash enclosures, public streets, interior access drives, driveways and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

#### SECTION 2.10. D-6II DWELLING DISTRICT SIX-TWO REGULATIONS.

##### STATEMENT OF PURPOSE

The D-6II District is intended principally for low intensity multifamily use as a transition between areas of high intensity uses and low intensity uses, or in areas where the dimensions of the tract of land would cause high development costs that would preclude low intensity development. Typical areas subject to D-6II zoning include remnant parcels of land resulting from public works improvements, exhausted mining operations, and changed intensity factors (such as between Interstate highway locations, commercial development and lower-density residential areas). The district must be in close proximity to major thoroughfares, sewers, school and park facilities. The D-6II District has a typical density of 9-12 units/gross acre. This district represents the medium density residential classification of the Comprehensive General Land Use Plan. Development plans should incorporate and promote environmental aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage, and wildlife

##### A. PERMITTED D-6II USES

The following uses shall be permitted in the D-6II DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-6II DISTRICT shall conform to the D-6II Development Standards (Section 2.10, B) and the Dwelling District Regulations of Section 2.00.

##### 1. PRIMARY USES:

a. ATTACHED MULTIFAMILY DWELLINGS.

b. GROUP HOME, as defined in Section 2.25.

c. RELIGIOUS USE, as regulated in Section 2.24.

##### 2. TEMPORARY USES, as regulated in Section 2.18.

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3. ACCESSORY USES, as regulated in Section 2.19.

4. HOME OCCUPATIONS, as regulated in Section 2.20.

**B. D-6II DEVELOPMENT STANDARDS**

1. MINIMUM PROJECT AREA. There shall be no required minimum project area other than the land area necessary to provide for the development requirements of paragraphs 2, 3 and 5 of this subsection B.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM PROJECT FRONTAGE. Each project shall have at least 150 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards, having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided wherever the project abuts a public street right-of-way line.

b. Minimum required perimeter side and rear yards: Minimum required perimeter yards of at least 25 feet in depth shall be provided wherever the project or lot abuts adjoining perimeter property.

c. Minimum yards between buildings: In projects containing two or more buildings, minimum yards (in addition to the requirements of a. and b. above) shall be provided between all buildings, in accordance with the following standards:

(1) For buildings containing three or four units, the required minimum depth of such yards shall be five (5) feet for each building.

(2) For buildings containing more than four units, the required minimum depth of such yards for each building shall be determined in relation to the height and length of each such building wall and the placement of windows therein, as follows:

i. Wall Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be ten (10) feet, plus two (2) feet for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

ii. Wall Not Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be five (5) feet, plus one (1) foot for each story in height, plus one (1) foot for each fifteen (15) feet in length of such wall.

(3) The distance between buildings shall in no case be less than the sum of the required minimum depths of such adjoining yards.

(4) The minimum depth of yards, for purposes of these standards, shall be measured perpendicular to the building wall at all points.

(5) Walls forming interior courts with a minimum width of ten (10) feet and serving only one building shall be exempt from the provisions of this paragraph c.

d. Use of required perimeter yards and yards between buildings: All yards shall meet the requirements of Section 2.21, F. Said perimeter yards and yards between buildings shall only be used for open space with the exception of the following:

(1) Driveways, and,

(2) Interior access drives, open balconies, uncovered porches, patios, or structures which qualify as covered open space (as defined in Section 2.25) may project or be located no more than ten (10) feet into said yard, provided however, in no case, shall the permitted facilities be located closer than ten (10) feet to another structure.

(3) Parking areas may be located in the yards between buildings, provided no parking area shall be closer than eight (8) feet to any building.

4. MAXIMUM HEIGHT. a. Primary buildings: 35 feet but not to exceed 3 stories containing a dwelling unit or units.



- b. Accessory buildings: 25 feet

5. DEVELOPMENT AMENITIES. Floor area, open space, livability space, recreation space and parking spaces shall be provided for each project in accordance with the following required ratios (all as defined in Section 2.25):

- a. Maximum Floor Area: floor area ratio (FAR) 0.280
- b. Minimum Open Space: open space ratio (OSR) 2.650
- c. Minimum Livability Space: livability space ratio (LSR) 1.650
- d. Minimum Major Livability Space: major livability space ratio (MLSR) 0.160
- e. Minimum Parking Spaces: total car ratio (TCR) 1.500

In addition: site and development plans, landscape plans, trash enclosures, public streets, interior access drives, driveways and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

#### SECTION 2.11. D-7 DWELLING DISTRICT SEVEN REGULATIONS.

##### STATEMENT OF PURPOSE

The D-7 District is intended principally for medium density multifamily use. The district may be applied anywhere within the metropolitan area, provided, however, it should be closely associated with the primary intensity generators; i.e., commercial shopping centers or industrial uses. The district requires superior street access and all public facilities. The D-7 District has a typical density of 12-15 units/gross acre. This district represents the medium density residential classification of the Comprehensive General Land Use Plan. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife.

##### A. PERMITTED D-7 USES

The following uses shall be permitted in the D-7 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-7 DISTRICT shall conform to the D-7 Development Standards (Section 2.11, B) and the Dwelling District Regulations of Section 2.00.

##### 1. PRIMARY USES:

- a. ATTACHED MULTIFAMILY DWELLINGS.
- b. GROUP HOME, as defined in Section 2.25.
- c. RELIGIOUS USE, as regulated in Section 2.24.

##### 2. TEMPORARY USES, as regulated in Section 2.18.

##### 3. ACCESSORY USES, as regulated in Section 2.19.

##### 4. HOME OCCUPATIONS, as regulated in Section 2.20.

##### B. D-7 DEVELOPMENT STANDARDS

1. MINIMUM PROJECT AREA. There shall be no required minimum project area other than the land area necessary to provide for the development requirements of paragraphs 2, 3 and 5 of this subsection B.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM PROJECT FRONTAGE. Each project shall have at least 150 feet of frontage on a public street and shall gain direct access from said street.

##### 3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards, having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided wherever the project abuts a public street right-of-way line.

b. Minimum required perimeter side and rear yards: Minimum required perimeter yards of at least 20 feet in depth shall be provided wherever the project or lot abuts adjoining perimeter property.

c. Minimum yards between buildings: In projects containing two or more buildings, minimum yards (in addition to the requirements of a. and b. above) shall be provided between all buildings, in accordance with the following standards:

- (1) For buildings containing three or four units, the required minimum depth of such yards shall be five (5) feet for each building.
- (2) For buildings containing more than four units, the required minimum depth of such yards for each building shall be determined in relation to the height and length of each such building wall and the placement of windows therein, as follows:

i. Wall Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be ten (10) feet, plus two (2) feet for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

ii. Wall Not Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be five (5) feet, plus one (1) foot for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

- (3) The distance between buildings shall in no case be less than the sum of the required minimum depths of such adjoining yards.
- (4) The minimum depth of yards, for purposes of these standards, shall be measured perpendicular to the building wall at all points.
- (5) Walls forming interior courts with a minimum width of ten (10) feet and serving only one building shall be exempt from the provisions of this paragraph c.

d. Use of required perimeter yards and yards between buildings: All yards shall meet the requirements of Section 2.21, F. Said perimeter yards and yards between buildings shall only be used for open space with the exception of the following:

- (1) Driveways, and,
- (2) Interior access drives, open balconies, uncovered porches, patios, or structures which qualify as covered open space (as defined in Section 2.25) may project or be located no more than five (5) feet into said yard, provided however, in no case, shall the permitted facilities be located closer than ten (10) feet to another structure.
- (3). Parking areas may be located in the yards between buildings, provided no parking area shall be closer than six (6) feet to any building.

4. MAXIMUM HEIGHT. a. Primary buildings: 35 feet but not to exceed 3 stories containing a dwelling unit or units.

b. Accessory buildings: 25 feet

5. DEVELOPMENT AMENITIES. Floor area, open space, livability space, recreation space and parking spaces shall be provided for each project in accordance with the following required ratios (all as defined in Section 2.25):

- a. Maximum Floor Area: floor area ratio (FAR) 0.350
- b. Minimum Open Space: open space ratio (OSR) 2.100
- c. Minimum Livability Space: livability space ratio (LSR) 1.250
- d. Minimum Major Livability Space: major livability space ratio (MLSR) 0.140
- e. Minimum Parking Spaces: total car ratio (TCR) 1.400

In addition: site and development plans, landscape plans, trash enclosures, public streets, interior access drives, driveways and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

SECTION 2.12. D-8 DWELLING DISTRICT EIGHT REGULATIONS.

STATEMENT OF PURPOSE

The D-8 District is a unique district designed for application in older developed urban areas. The district allows as permitted uses all forms of residential development except mobile dwellings. The district is designed to provide for the wide range and mixture of housing types found in older, inner-city neighborhoods, as well as along older residential/commercial thoroughfares. Another important application of this district is in areas that are experiencing renewal either by public action or by natural process. The district requires all the amenities of the D-7 District. The

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D-8 District has a typical density range of 5-26 units/gross acre depending upon the type of development. This district represents the high density residential classification of the Comprehensive General Land Use Plan. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing conditions, including vegetation, topography, drainage and wildlife.

#### A. PERMITTED D-8 USES

The following uses shall be permitted in the D-8 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-8 DISTRICT shall conform to the D-8 Development Standards (Section 2.12, B and C) and the Dwelling District Regulations of Section 2.00.

##### 1. PRIMARY USES:

- a. URBAN DWELLING OR DWELLINGS, including one of the following: single-family, two-family, and attached multifamily dwellings, including a Manufactured Home as regulated in Section 2.22.
- b. GROUP HOME, as defined in Section 2.25.
- c. RELIGIOUS USE, as regulated in Section 2.24.

##### 2. TEMPORARY USES, as regulated in Section 2.18.

##### 3. ACCESSORY USES, as regulated in Section 2.19.

##### 4. HOME OCCUPATIONS, as regulated in Section 2.20.

#### B. D-8 DEVELOPMENT STANDARDS - SINGLE AND TWO-FAMILY

1. MINIMUM LOT AREA. There shall be no required lot area other than the land area necessary to provide for the development requirements of paragraphs 2, 3, and 5 of this subsection B.

Provided, however: Attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM LOT WIDTH AND FRONTAGE. a. Minimum lot width at the required setback line: 30 feet.

b. Minimum lot street frontage: Each lot shall have at least thirty (30) feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback lines and front yard:

Front yards having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided along all public street right-of-way lines.

b. Minimum rear yard: Fifteen (15) feet.

c. Minimum side yards:

Aggregate: ten (10) feet. No side yard, however, shall be less than four (4) feet.

4. MINIMUM OPEN SPACE. Minimum open space: Sixty-five (65) percent of the lot area.

5. MAXIMUM HEIGHT. a. Primary building: Thirty-five (35) feet.

b. Accessory buildings: Twenty (20) feet.

6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

.One-story building: Nine hundred (900) sq. ft. for each dwelling unit.

.Building higher than one story: Six hundred and sixty (660) sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least nine hundred (900) sq. ft.

7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with section 2.21, C. and E.

#### C. DEVELOPMENT STANDARDS - MULTIFAMILY PROJECT

1. MINIMUM PROJECT AREA. There shall be no required project area other than the land area necessary to provide for the development requirements of paragraphs 2, 3 and 5 of this subsection C.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM PROJECT WIDTH AND FRONTAGE. a. Minimum project width at the required setback line: Thirty (30) feet.

b. Minimum project street frontage:

Each project shall have at least thirty (30) feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback lines and front yard:

Front yards having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided along all public street right-of-way lines.

b. Minimum rear yard: Fifteen (15) feet

c. Minimum side yards:

At least twenty (20) percent of the project width measured at the front setback line shall be devoted to aggregate side perimeter yards, except not more than fifteen (15) feet for any one side perimeter yard need be so devoted. The least dimension of a side perimeter yard shall not be less than four (4) feet.

d. Minimum yards between buildings: In projects containing two or more buildings, minimum yards for each building (in addition to the other requirements of this paragraph 3) shall be provided between all buildings, in accordance with the following standards:

(1) For buildings containing three (3) or four (4) dwelling units, the required minimum depth of such yards for each building shall be five (5) feet for each building.

(2) For buildings containing more than four (4) dwelling units, the required minimum depth of such yards for each building shall be determined in relation to the height and length of each such building wall and the placement of windows therein, as follows:

i. Wall Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be ten (10) feet, plus two (2) feet for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

ii. Wall Not Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be five (5) feet, plus one (1) foot for each story in height, plus one (1) foot for each fifteen (15) feet in length of such wall.

(3) The distance between buildings shall in no case be less than the sum of the required minimum depths of such adjoining yards.

(4) The minimum depth of yards, for purposes of these standards, shall be measured perpendicular to the building wall at all points.

(5) Walls forming interior courts with a minimum width of ten (10) feet and serving only one building shall be exempt from the provisions of this paragraph d.

e. Use of required perimeter yards and yards between buildings: All yards shall meet the requirements of Section 2.21, F. Said perimeter yards and yards between buildings shall only be used for open space with the exception of the following:

(1) Driveways, and,

(2) Interior access drives, open balconies, uncovered porches, patios, or structures which qualify as covered open space (as defined in Section 2.25) may project or be located no more than five (5) feet into said yard, provided however, in no case, shall the permitted facilities be located closer than ten (10) feet to another structure.

(3) Parking areas may be located in the yards between buildings, provided no parking area shall be closer than four (4) feet to any building.

4. MAXIMUM HEIGHT. a. Primary buildings: 35 feet



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b. Accessory buildings: 20 feet

5. DEVELOPMENT AMENITIES. Floor area, open space, livability space, recreation space and parking spaces shall be provided for each project in accordance with the following required ratios (all as defined in Section 2.25):

- a. Maximum Floor Area: floor area ratio (FAR) 0.600
- b. Minimum Open Space: open space ratio (OSR) 1.180
- c. Minimum Livability Space: livability space ratio (LSR) 0.660
- d. Minimum Major Livability Space: major livability space ratio (MLSR) 0.110
- e. Minimum Parking Spaces: total car ratio (TCR) 1.000

In addition: site and development plans, landscape plans, trash enclosures, public streets, interior access drives, driveways and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

#### SECTION 2.13. D-9 DWELLING DISTRICT NINE REGULATIONS.

##### STATEMENT OF PURPOSE

The D-9 District is designed to permit suburban high-rise apartments. It is intended for use adjacent to the major shopping centers or in areas where unusual conditions exist (i.e., adjacent to a freeway interchange or in unusual topographic situations). The D-9 District has typical ranges of density according to the number of stories:

12-22	dwelling units/gross acre for 1-3 story structure(s).
27-35	dwelling units/gross acre for 4-5 story structure(s).
50-65	dwelling units/gross acre for 6-11 story structure(s).
90-120	dwelling units/gross acre for structure(s) of 12 stories and above.

Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife.

##### A. PERMITTED D-9 USES

The following uses shall be permitted in the D-9 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-9 DISTRICT shall conform to the D-9 Development Standards (Section 2.13, B) and the Dwelling District Regulations of Section 2.00.

###### 1. PRIMARY USES:

- a. ATTACHED MULTIFAMILY DWELLINGS.
- b. GROUP HOME, as defined in Section 2.25.
- c. RELIGIOUS USE, as regulated in Section 2.24.

###### 2. TEMPORARY USES, as regulated in Section 2.18.

###### 3. ACCESSORY USES, as regulated in Section 2.19.

###### 4. HOME OCCUPATIONS, as regulated in Section 2.20.

##### B. D-9 DEVELOPMENT STANDARDS

1. MINIMUM PROJECT. There shall be no required minimum project area other than the land area necessary to AREA provide for the development requirements of paragraphs 2, 3 and 5 of this subsection B.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM PROJECT FRONTAGE. Each project shall have at least 150 feet of frontage on a public street and shall gain direct access from said street.

###### 3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards, having a minimum depth in accordance with the setback requirements of Section 2.21. A, shall be provided wherever the project abuts a public street right-of-way line.

b. Minimum required perimeter side and rear yards: Minimum required perimeter yards of at least 20 feet in depth shall be provided wherever the project or lot abuts adjoining perimeter property.

c. Minimum yards between buildings: In projects containing two or more buildings, minimum yards (in addition to the requirements of a. and b. above) shall be provided between all buildings, in accordance with the following standards:

(1) For buildings containing three or four units, the required minimum depth of such yards shall be five (5) feet for each building.

(2) For buildings containing more than four units, the required minimum depth of such yards for each building shall be determined in relation to the height and length of each such building wall and the placement of windows therein, as follows:

i. Wall Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be ten (10) feet, plus two (2) feet for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

ii. Wall Not Containing Any Window, Door, or Combination Thereof:

The minimum depth for a building's yard shall be five (5) feet, plus one (1) foot for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

(3) The distance between buildings shall in no case be less than the sum of the required minimum depths of such adjoining yards.

(4) The minimum depth of yards, for purposes of these standards, shall be measured perpendicular to the building wall at all points.

(5) Walls forming interior courts with a minimum width of ten (10) feet and serving only one building shall be exempt from the provisions of this paragraph c.

d. Use of required perimeter yards and yards between buildings: All yards shall meet the requirements of Section 2.21, F. Said perimeter yards and yards between buildings shall only be used for open space with the exception of the following:

(1) Driveways, and,

(2) Interior access drives, open balconies, uncovered porches, patios, or structures which qualify as covered open space (as defined in Section 2.25) may project or be located no more than five (5) feet into said yard, provided however, in no case, shall the permitted facilities be located closer than ten (10) feet to another structure.

(3) Parking areas may be located in the yards between buildings, provided no parking area shall be closer than four (4) feet to any building.

4. MAXIMUM HEIGHT. a. Primary buildings: Unlimited

b. Accessory buildings: 25 feet

5. DEVELOPMENT AMENITIES. Floor area, open space, livability space, recreation space and parking spaces shall be provided for each project in accordance with the following required ratios (all as defined in Section 2.25):

a. Multifamily Dwellings: Less than 4 stories.

- (1) Maximum Floor Area: floor area ratio (FAR) 0.500
- (2) Minimum Open Space: open space ratio (OSR) 1.450
- (3) Minimum Livability Space: livability space ratio (LSR) 0.840
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.120
- (5) Minimum Parking Spaces: total car ratio (TCR) 1.200

b. Multifamily Dwellings: 4 to 5 stories.

- (1) Maximum Floor Area: floor area ratio (FAR) 0.800
- (2) Minimum Open Space: open space ratio (OSR) 0.870
- (3) Minimum Livability Space: livability space ratio (LSR) 0.490
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.095

(5) Minimum Parking Spaces: total car ratio (TCR) 1.000

c. Multifamily Dwellings: 6 to 11 stories.

- (1) Maximum Floor Area: floor area ratio (FAR) 1.500
- (2) Minimum Open Space: open space ratio (OSR) 0.450
- (3) Minimum Livability Space: livability space ratio (LSR) 0.290
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.071
- (5) Minimum Parking Spaces: total car ratio (TCR) 1.000

d. Multifamily Dwellings: 12 stories or higher.

- (1) Maximum Floor Area: floor area ratio (FAR) 2.700
- (2) Minimum Open Space: open space ratio (OSR) 0.290
- (3) Minimum Livability Space: livability space ratio (LSR) 0.200
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.054
- (5) Minimum Parking Spaces: total car ratio (TCR) 1.000

In addition: site and development plans, landscape plans, trash enclosures, public streets, interior access drives, driveways and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

#### SECTION 2.14. D-10 DWELLING DISTRICT TEN REGULATIONS.

##### STATEMENT OF PURPOSE

The D-10 District, like the D-9 District, represents the high density classification of the Comprehensive General Land Use Plan. Unlike the D-9 District, however, the D-10 District is intended for central and inner-city use as opposed to suburban use. The D-10 District requires all public and community facilities, but its use will not be so directly associated with planned shopping centers. In many cases, the D-10 District will represent a renewal of the land rather than the initial use. The D-10 District has typical densities according to the number of stories:

20-26	dwelling units/gross acre for 1-3 story structure(s).
27-35	dwelling units/gross acre for 4-5 story structure(s).
50-65	dwelling units/gross acre for 6-11 story structure(s).
100-130	dwelling units/gross acre for 12-23 story structure(s).
110-140	dwelling units/gross acre for structure(s) above 24 stories.

##### A. PERMITTED D-10 USES

The following uses shall be permitted in the D-10 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-10 DISTRICT shall conform to the D-10 Development Standards (Section 2.14, B) and the Dwelling District Regulations of Section 2.00.

###### 1. PRIMARY USES:

- a. ATTACHED MULTIFAMILY DWELLINGS.
- b. GROUP HOME, as ~~regulated defined~~ in Section 2.235.
- c. RELIGIOUS USE, as regulated in Section 2.24.

###### 2. TEMPORARY USES, as regulated in Section 2.18.

###### 3. ACCESSORY USES, as regulated in Section 2.19.

###### 4. HOME OCCUPATIONS, as regulated in Section 2.20.

##### B. D-10 DEVELOPMENT STANDARDS

1. MINIMUM PROJECT AREA. There shall be no required minimum project area other than the land area necessary to provide for the development requirements of paragraphs 2, 3 and 5 of this subsection B.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district.

2. MINIMUM PROJECT FRONTAGE. Each project shall have at least 100 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

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Front yards, having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided wherever the project abuts a public street right-of-way line.

b. Minimum required perimeter side and rear yards: Minimum required perimeter yards of at least 20 feet in depth shall be provided wherever the project or lot abuts adjoining perimeter property.

c. Minimum yards between buildings: In projects containing two or more buildings, minimum yards (in addition to the requirements of a. and b. above) shall be provided between all buildings, in accordance with the following standards:

(1) For buildings containing three or four units, the required minimum depth of such yards shall be five (5) feet for each building.

(2) For buildings containing more than four units, the required minimum depth of such yards for each building shall be determined in relation to the height and length of each such building wall and the placement of windows therein, as follows:

i. Wall Containing Any Window, Door, or Combination Thereof:

The minimum depth of a building's yard shall be ten (10) feet, plus two (2) feet for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

ii. Wall Not Containing Any Window, Door, or Combination Thereof:

The minimum depth for a building's yard shall be five (5) feet, plus one (1) foot for each story in height plus one (1) foot for each fifteen (15) feet in length of such wall.

(3) The distance between buildings shall in no case be less than the sum of the required minimum depths of such adjoining yards.

(4) The minimum depth of yards, for purposes of these standards, shall be measured perpendicular to the building wall at all points.

(5) Walls forming interior courts with a minimum width of ten (10) feet and serving only one building shall be exempt from the provisions of this paragraph c.

d. Use of required perimeter yards and yards between buildings: All yards shall meet the requirements of Section 2.21, F. Said perimeter yards and yards between buildings shall only be used for open space with the exception of the following:

(1) Driveways, and,

(2) Interior access drives, open balconies, uncovered porches, patios, or structures which qualify as covered open space (as defined in Section 2.25) may project or be located no more than five (5) feet into said yard, provided however, in no case, shall the permitted facilities be located closer than ten (10) feet to another structure.

(3) Parking areas may be located in the yards between buildings, provided no parking area shall be closer than four (4) feet to any building.

4. MAXIMUM HEIGHT. a. Primary buildings: Unlimited

b. Accessory buildings: 25 feet

5. DEVELOPMENT AMENITIES. Floor area, open space, livability space, recreation space and parking spaces shall be provided for each project in accordance with the following required ratios (all as defined in Section 2.25):

a. Multifamily Dwellings: Less than 4 stories.

(1) Maximum Floor Area: floor area ratio (FAR) 0.600

(2) Minimum Open Space: open space ratio (OSR) 1.180

(3) Minimum Livability Space: livability space ratio (LSR) 0.660

(4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.110

(5) Minimum Parking Spaces: total car ratio (TCR) 1.000

b. Multifamily Dwellings: 4 to 5 stories.

(1) Maximum Floor Area: floor area ratio (FAR) 0.800



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- (2) Minimum Open Space: open space ratio (OSR) 0.870
- (3) Minimum Livability Space: livability space ratio (LSR) 0.490
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.095
- (5) Minimum Parking Spaces: total car ratio (TCR) 0.940

c. Multifamily Dwellings: 6 to 11 stories.

- (1) Maximum Floor Area: floor area ratio (FAR) 1.500
- (2) Minimum Open Space: open space ratio (OSR) 0.450
- (3) Minimum Livability Space: livability space ratio (LSR) 0.290
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.071
- (5) Minimum Parking Spaces: total car ratio (TCR) 0.750

d. Multifamily Dwellings: 12 to 23 stories.

- (1) Maximum Floor Area: floor area ratio (FAR) 3.000
- (2) Minimum Open Space: open space ratio (OSR) 0.280
- (3) Minimum Livability Space: livability space ratio (LSR) 0.190
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.052
- (5) Minimum Parking Spaces: total car ratio (TCR) 0.750

e. Multifamily Dwellings: 24 stories or higher.

- (1) Maximum Floor Area: floor area ratio (FAR) 3.200
- (2) Minimum Open Space: open space ratio (OSR) 0.270
- (3) Minimum Livability Space: livability space ratio (LSR) 0.190
- (4) Minimum Major Livability Space: major livability space ratio (MLSR) 0.050
- (5) Minimum Parking Spaces: total car ratio (TCR) 0.750

In addition: site and development plans, landscape plans, trash enclosures, public streets, interior access drives, driveways and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

## SECTION 2.15. D-11 DWELLING DISTRICT ELEVEN REGULATIONS

### STATEMENT OF PURPOSE

The D-11 District allows for mobile dwelling project development. The special characteristics of mobile dwellings, as opposed to the characteristics of conventional housing (such as compactness of the mobile dwelling unit, site accommodation requirements, etc.), have been recognized as requiring special district considerations. The D-11 District is designed to permit mobile and manufactured dwellings in accordance with appropriate standards. This district represents a medium density classification according to the Comprehensive General Land Use Plan and should be applied accordingly. The typical density for a D-11 District is 6 units/gross acre. With the development standards included in this district, mobile dwelling projects are viable residential developments, and should be located with the same considerations as site-built residential neighborhoods. All public and community facilities are required. Proximity to major thoroughfares are necessary for the location of this district.

### A. PERMITTED D-11 USES

The following uses shall be permitted in the D-11 DISTRICT. All uses in the D-11 DISTRICT shall conform to the D-11 Development Standards (Section 2.15, B) and the Dwelling District Regulations of Section 2.00.

1. MOBILE DWELLING PROJECTS, including Mobile Dwellings and Manufactured Homes, subject to all development standards of Section 2.15, B. Each permitted mobile dwelling within a mobile dwelling project shall be limited to single-family use and occupancy.

2. GROUP HOMES, as defined in Section 2.25.

3. RELIGIOUS USE, as regulated in Section 2.24.

4. TEMPORARY USES, as regulated in Section 2.18.

5. ACCESSORY USES, as enumerated below:

a. MANAGER'S OFFICE AND APARTMENT: PROJECT MAINTENANCE EQUIPMENT STORAGE FACILITY.

b. COMMON RECREATION AND SERVICE BUILDINGS, STRUCTURES AND AREAS, including laundry facilities.

c. OPEN STORAGE AREA.

d. ACCESSORY PARKING AREAS.

e. CARPORTS, CANOPIES, COVERED PATIOS, STORAGE ROOMS, MINI-BARNs, PORCHES, AWNINGS, SWINGS and other play structures or equipment, provided the height thereof shall not exceed ten (10) feet measured from the finished mobile dwelling site grade, and that floors of carports, patios, storage rooms and porches shall be of concrete or other permanent pavement.

f. WHOLESALE AND RETAIL SALES OF MOBILE DWELLINGS CONDUCTED AS A BUSINESS BY DEALERS OR MOBILE DWELLING PROJECT OWNERS/OPERATORS SHALL BE PROHIBITED IN THE D-11 DISTRICT. Except, however, a mobile dwelling project owner/operator may display not more than six (6) "model" mobile dwellings on mobile dwelling sites in the interior of the project, provided such model units shall not be displayed for sale or removal outside the project; and further provided that no signs relative to the "model" units shall be installed so as to be visible to the public outside the project.

g. An incidental model home sign, as regulated in the Sign Regulations of Marion County, Indiana, (71-AO-4, as amended) shall be permitted for each "model" mobile dwelling. Provided further, however, nothing contained herein shall restrict the right of any individual owner of any mobile dwelling unit to sell or lease such unit.

#### B. D-11 DEVELOPMENT STANDARDS

1. PROJECT AREA. A minimum contiguous project area of fifteen (15) acres with the first phase not less than five (5) acres, shall be required. Each contiguous project area shall not exceed one hundred (100) acres.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district after January 1, 1990.

2. MAXIMUM PROJECT DENSITY. Maximum project density: Six (6) units per gross project acre.

3. COMBINATION OF LOTS OR PORTIONS THEREOF. Whenever only a portion of a recorded lot is proposed as a mobile dwelling project or whenever two or more recorded lots or portions thereof are proposed to be combined to form a mobile dwelling project, the proposed mobile dwelling project as shown on the site plan submitted shall be considered to be a newly created single lot, for the purposes of Section 2.15, B, 1 of this ordinance, and such newly created lot shall not be reduced in size or divided or split if such reduction, division, or split will result in a lot which would fail to meet any of the requirements of this section.

4. MINIMUM PROJECT FRONTAGE. Each project shall have at least one hundred fifty (150) feet of continuous frontage on a public street and shall gain direct access from said street. Each project containing over thirty (30) dwelling units shall provide at least two (2) accesses from a perimeter public street.

5. PERIMETER YARD. a. A perimeter yard is required for each mobile dwelling project. All parking, buildings, structures, and mobile dwelling sites shall be located so as to provide a setback of at least fifty (50) feet from all perimeter lot lines. This fifty (50) foot perimeter yard shall be landscaped and shall not be used for anything other than passive open space or a required roadway entrance into the mobile home park. Perimeter yards must be landscaped, screened and maintained according to Section 2.21, F, provided, however;

b. Where the project abuts public perimeter streets, minimum perimeter front yards shall be sixty (60) feet, measured from the street right-of-way line of a local or collector street, or from the proposed right-of-way line of any primary or secondary arterial as indicated by the Official Thoroughfare Plan for Marion County, as amended.

6. MOBILE DWELLING SITES. a. Mobile dwelling sites within the project shall be provided for each mobile dwelling in accordance with the following standards:

- (1) each mobile dwelling project shall be divided into mobile dwelling sites.
- (2) each mobile dwelling site shall contain an area of no less than four thousand (4,000) square feet, provided, however;
- (3) each mobile dwelling site, which requires a double or triple wide unit, shall contain an area of no less than five thousand four hundred (5,400) square feet.

7. MINIMUM INTERIOR YARDS. Minimum interior yards within the project shall be provided for all mobile dwelling sites in accordance with the following standards:

a. A minimum required front building setback of ten (10) feet shall be provided, measured from the curb line of any interior street or interior access drive within the project. Parking spaces shall not be permitted within this required setback, however, driveways accessing parking areas on the site and other appurtenances are permitted.

b. A minimum distance of fifty (50) feet shall be provided between any recreational or other project common building and any dwelling unit within the project.

c. A minimum distance of twenty-five (25) feet shall be provided between dwelling units at their closest points to each other. Except, however, that any dwelling unit accessory structure, open on at least two (2) sides, may project into such required interior yard provided that the distance between such accessory structure and any other dwelling unit, or between such accessory structures of two dwelling units, shall be at least fifteen (15) feet.

8. MINIMUM RECREATIONAL AND OPEN SPACE AREAS. Developed recreational and common open space areas equal to, at a minimum, eight (8) percent of the total area of the mobile dwelling project shall be required. Land used for the required perimeter yard, mobile dwelling sites, vehicular areas, access easements, and rights-of-way shall not be considered as part of this required eight (8) percent open space. Common open storage areas developed as required in Section 2.15, B, 10, shall not be included in the open space computation.

a. These recreational and common open space areas shall be accessible to all project residents, appropriately located within the project with respect to the residents they are designed to serve and with regard to adjacent land uses. Accessibility to such areas shall not solely be gained by way of a mobile dwelling site or sites.

b. Developed recreational areas may include, but shall not be limited to, such facilities as playgrounds, tot lots, swimming pools, game courts and common recreational buildings. An imaginative approach to the provision and design of such areas is encouraged. Project recreational needs will depend upon such factors as project site, size and the anticipated age characteristics of the residents. These areas shall provide for the use of all project residents and be appropriately located within the project with respect to the residents they are designed to serve and with regard to adjacent land uses.

c. Common open space areas are those areas within the project set aside for the common use of all project residents. The general design of these areas should demonstrate an awareness of their intended use for passive enjoyment. Utilization of common open space areas may be enhanced by improvements such as walkways, meandering trails, benches, flowers, shrubs and tree plantings, while still maintaining their natural open character.

d. Items such as drainage swales may be included as open space if, through proper design, they add favorably to the open space inventory and site development of the project and do not present a health or safety hazard to project residents.

e. Off-street pedestrian ways and/or bike paths shall be constructed where necessary to provide safe access to recreational and other service areas. Such off-street pathways shall have a minimum width of three (3) feet and shall have at least a three (3) foot wide area of open space along the sides of the pathway. All such off-street pathways shall be hardsurfaced.

9. MINIMUM PARKING AREA. a. A minimum of two (2) hardsurfaced off-street parking spaces shall be required for each dwelling unit and shall be located on each mobile dwelling site.

b. One (1) parking space for each two hundred eighty-five (285) square feet or fraction thereof of gross floor area shall be required for the manager's office (not including storage space), and any common recreation structures located within the mobile dwelling project.

c. Off-street parking areas shall not be permitted in any required interior front yard setback.

d. Off-street parking facilities shall be provided and maintained in accordance with Section 2.21, E, 2, B.

10. STORAGE AREAS. a. Open Storage Area:

An open storage area shall be provided within the project boundaries for the purpose of storing travel trailers, campers, boats and other recreational vehicles owned by project residents. The open storage area required for the project shall be computed on the basis of one hundred twenty (120) square feet of space per mobile dwelling site. Such open storage areas shall be screened so as not to be directly visible from any perimeter boundary of the project and shall further be accessible to all project residents.

Travel trailers, campers, boats and other recreational vehicles shall be permitted to be stored only in such storage areas, whether temporarily or permanently.

b. General Storage Space:

In order to provide adequate storage facilities on or conveniently near each mobile dwelling site for the storage of outdoor equipment, furniture, tools, and other materials used only seasonally or infrequently, or incapable of convenient storage within the mobile dwellings, a minimum of one-hundred-fifty (150) cubic feet of general storage space within a structure per dwelling unit shall be provided on the mobile dwelling site, or in compounds located not more than one hundred (100) feet from each dwelling unit. Each such storage space shall be constructed and located in conformity with the approved SITE PLAN required by Section 2.15, B, 16. Provided, however, all or a portion of such storage space for any fully skirted mobile dwelling unit may be provided under such unit, in lieu of separate storage facilities.

11. PATIOS AND PAVED-STANDS. All mobile dwelling sites shall be improved as follows:

a. Each mobile dwelling site shall contain a patio or deck with an area of no less than two hundred (200) square feet. Such patio or deck shall be constructed of concrete, brick, tile, treated wood or similar material, so as to result in a dust-free and well-drained surface.

b. Concrete runners, concrete pillars or a paved-stand shall be provided to accommodate each mobile dwelling.

c. An anchoring system (tie-downs) shall be provided, installed and attached to the dwelling upon its placement on the mobile dwelling site to withstand the specified horizontal, up-lift, overturning wind forces on a mobile dwelling based upon accepted engineering design standards as required by Regulation HSE 21 of the Indiana State Board of Health.

12. SKIRTING. No later than thirty (30) days after a mobile dwelling has been placed upon a mobile dwelling site, the area between the bottom of the sides and ends of the mobile dwelling and the surface upon which it is located shall be enclosed by walls made of a visibly opaque skirting material. Mobile dwellings shall have skirting or other design attachments installed by the mobile dwelling owner which shall harmonize with the architectural style of the mobile dwelling. Access doors shall be permitted under the mobile dwelling.

13. UTILITIES. a. All utility lines, including, but not limited to electric, telephone, water, gas, and cable television lines shall comply with Underground Utility Line Regulations Ordinance 72-AO-5, as may be amended.

b. Individual radio and television antennas, not exceeding four (4) feet in height, shall be permitted; or a central system utilizing underground wiring to individual dwelling units and accessory buildings may be installed.

14. MAXIMUM HEIGHT. a. All mobile dwellings, accessory structures and buildings: twenty-five (25) feet.

b. All management offices, common recreation and service buildings: thirty-five (35) feet, with the exception of skylights, appurtenances, chimneys or similar structures.

15. STREETS AND SIDEWALKS. a. Public streets, interior access drives, driveways, and off-street parking areas shall be provided in accordance with Section 2.21 Special Regulations.

b. Private interior streets, interior access drives and driveways shall be constructed with curbs and gutters and shall otherwise be provided in accordance with Section 2.21 Special Regulations.

Provided, however, that private interior streets, private interior access drives and private interior access driveways which have two-way traffic with no parking shall have a minimum pavement width of twenty-four (24) feet, exclusive of curbs or gutters.

c. Sidewalks shall be installed within each mobile dwelling project in accordance with the following:

(1) Sidewalks are required to be installed on one side of a street with an improved width of twenty (20) feet or less and on both sides of a roadway with an improved width of greater than twenty (20) feet,

(2) All sidewalks shall be hardsurfaced and shall have a thickness of no less than four (4) inches,

(3) Common sidewalks, with a minimum width of three (3) feet, intended to provide pedestrian circulation from one mobile dwelling to another or to various locations throughout the mobile dwelling project shall serve all mobile dwellings and common use areas that front upon or have access from a street improved with curbs and gutters. Such sidewalks shall be located parallel to a street,



- (4) A hardsurfaced walkway having a minimum width of three (3) feet connecting the mobile dwelling with its off-street parking area shall be provided,
- (5) In addition to those sidewalks required by this Section 2.15, B, 15, sidewalks may be placed so that they bisect a block of mobile dwelling sites in order to provide an interior type of common sidewalk circulation system. Such sidewalks shall not be located on any mobile dwelling site. Such sidewalks shall have a minimum width of three (3) feet and shall have at least a three (3) foot wide area of open space along the sides of the sidewalk. This sidewalk and open space area may be figured into the required minimum recreational and open space area,
- (6) A sidewalk with a minimum width of three (3) feet may be provided for access from each mobile dwelling to a street or to a common walkway system,
- (7) No portion of any parking space shall encroach upon any portion of a sidewalk.

16. PROJECT AND SITE PLAN REQUIREMENTS, ORIENTATION MAP, TOPOGRAPHIC MAP AND SITE PLAN. In order that a petition for a D-11 District can be evaluated, the petitioner shall file with the petition a project (as specified in paragraphs a., b., and c. which follow).

In addition to other permit requirements, a LANDSCAPE PLAN (as specified in Section 2.21 Special Regulations) shall be filed with the Division of Development Services of the Department of Metropolitan Development and approved by the Administrator thereof prior to the issuance of an Improvement Location Permit.

a. The ORIENTATION MAP shall include a legal description and delineate the boundaries of the project site; and shall show the location of all the features listed below existing within one (1) mile of the project site.

- Public schools
- Thoroughfares
- Railroads
- Fire protection services
- Public transportation
- Major shopping areas
- Public recreational facilities
- Other important features which may affect the planned project

b. The TOPOGRAPHIC MAP shall be drawn to scale, current dated, prepared and signed by a registered land surveyor or civil engineer and shall clearly show the following:

- Contours having an interval of two (2) foot,
- All existing buildings and other structures or improvements such as walls, fence lines, culverts bridges, roadways, etc., with spot elevations indicated,
- Location and spot elevations of rock outcrops, high points, water courses, depressions, ponds and marsh areas, with any previous flood elevations as may be determined by survey,
- Boundaries of any floodway or floodplain zones or areas subject to periodic inundation,
- Size, variety, caliper and accurate location of all existing trees over two and one-half (2 1/2) inch caliper; except within natural vegetation areas (woods, thickets or meadows) that will not be developed, but will be left and maintained as natural areas,
- Boundary lines of property and corner monuments,
- Soil types - careful attention must be given in the location and construction of mobile dwelling projects to the ability of the soil to support the development,
- Location of any test pits or borings if required to determine subsoil conditions,
- All easements, rights-of-way and other restrictions.

c. The SITE PLAN, drawn to scale, shall indicate:

- existing and proposed streets, access drives, driveways, interior access drives, sidewalks and pedestrian ways,
- all paving and hardsurfacing materials,
- ingress to and egress from the project site to/from perimeter public streets,
- minimum required yards,
- location of all parking, recreational and storage areas,
- individual mobile dwelling sites,
- location of mobile dwelling paved-stands,
- mobile dwelling project facilities such as office, laundry, storage and recreation structures,
- location, height and type of screens, walls and fences,
- all adjacent properties:

(1) lot lines;

- (2) existing land use and zoning classification; and,
- (3) approximate location of all existing structures within one hundred (100) feet of the project's property lines;
  - a legend which shall include a listing of the overall acreage; the scale of the plan; gross and net density of lots, spaces or units; percentage and area of open spaces by types, number of spaces, building area of project buildings or structures; parking spaces required and provided, and estimated total population profile.

17. EXISTING NONCONFORMING PROJECTS; CONFORMITY WITH CERTAIN STANDARDS REQUIRED; PLAN APPROVAL. a. All nonconforming mobile dwelling projects on the effective date of this ordinance:

- (1) Shall conform to the development standards and requirements of Section 2.21 F, 5 (Special Regulations - GROUNDS MAINTENANCE), Section 2.15, B, 11, ~~cb~~ (PATIOS AND PAVED-STANDS), and Section 2.15, B, 12 (SKIRTING) of this ordinance on or before January 1, 1993, or the use thereof shall be terminated after such date; and,
- (2) Shall conform to the development standards and requirements of Sections 2.21, F, subsections 1 through 4 (Special Regulations - Screening, Landscaping, Lighting) of this ordinance on or before January 1, 1993, or the use thereof shall be terminated after such date.

b. A plan for each such nonconforming project shall be filed with the Division of Development Services of the Department of Metropolitan Development and approved by the Administrator thereof in accordance with the following schedule. Within 90 days after the effective date of this ordinance, a plan shall be filed setting forth a legal perimeter description. The number of mobile dwelling sites, location of streets, light poles, and the existing nature of perimeter landscaping or visual screening shall be indicated. Within three (3) years after the effective date of this ordinance, a plan for compliance or a statement of existing compliance shall be filed setting forth the proposed or existing manner of compliance with Section 2.15 B, 17, a of this ordinance. The project's required development in conformity with provisions of this ordinance specified in paragraph a. above shall be in accordance with such approved plan.

As a part of such plan approval, the Administrator of the Division of Development Services shall have power to modify any screening or landscape requirements deemed by the Administrator to be unnecessary, infeasible or unreasonably burdensome.

c. In all subsections of this section where the Administrator is given the authority of discretionary approval of plans and specifications, or the method or manner of qualification, or any other similar authority, any party of interest shall have the right to bring such action by the Administrator before the Metropolitan Development Commission for its review and approval or disapproval through the filing of an Approval Petition. The right to have such action of the Administrator reviewed by the Metropolitan Development Commission shall be in addition to any other right an aggrieved party may have under law to have such action reviewed, including, but not limited to, the right to appeal such action to the Metropolitan Board of Zoning Appeals of Marion County, Indiana.

SECTION 2.16. D-12 DWELLING DISTRICT TWELVE REGULATIONS

STATEMENT OF PURPOSE

The D-12 District represents a relatively low density level of residential development utilizing two-family dwellings. The district permits a subdivision consisting entirely of such dwellings, but at a density comparable to single-family development. Proximity to major thoroughfares, public utilities, school and park facilities is necessary. The D-12 District has a typical density of 5 units/ gross acre. The district represents the low density residential classification according to the Comprehensive General Land Use Plan. All public and community facilities are required. Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site considerations, including vegetation, topography, drainage and wildlife.

A. PERMITTED D-12 USES

The following uses shall be permitted in the D-12 DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-12 DISTRICT shall conform to the D-12 Development Standards (Section 2.16, B) and the Dwelling District Regulations of Section 2.00.

1. PRIMARY USES:

a. TWO-FAMILY DWELLING.

- b. GROUP HOME, as defined in Section 2.25.
- c. RELIGIOUS USE, as regulated in Section 2.24.
- 2. TEMPORARY USES, as regulated in Section 2.18.
- 3. ACCESSORY USES, as regulated in Section 2.19.
- 4. HOME OCCUPATIONS, as regulated in Section 2.20.

**B. D-12 DEVELOPMENT STANDARDS**

1. MINIMUM LOT AREA. Minimum Lot area: 9,000 sq. ft.

Provided, however, any plat of a subdivision consisting of five (5) or more lots submitted for plat approval in accordance with the Subdivision Control Ordinance of Marion County, Indiana, subsequent to the effective date of this ordinance, may reduce said minimum lot area for up to twenty (20) percent of the total number of lots within said plat, to the extent of up to twenty (20) percent below such 9,000 sq. ft. requirements, provided the average size of all lots within said approved plat shall be at least 9,000 sq. ft.

Provided, however, attachment to public or semipublic water and sanitary sewer facilities shall be mandatory for development in this district for lots in any plat of a subdivision recorded after January 1, 1990.

2. MINIMUM LOT WIDTH AND STREET FRONTAGE. a. Minimum lot width at the setback line: 70 feet

b. Minimum street frontage: Each lot shall have at least 35 feet of frontage on a public street and shall gain direct access from said street.

3. MINIMUM SETBACK LINES AND YARDS. a. Minimum setback line and front yard:

Front yards having a minimum depth in accordance with the setback requirements of Section 2.21, A, shall be provided along all public street right-of-way lines.

b. Minimum rear yard: 20 feet

c. Minimum side yard: Aggregate: 10 feet Provided, however, no side yard shall be less than 4 feet.

4. MINIMUM OPEN SPACE. Minimum open space: 65 percent of the lot area.

5. MAXIMUM HEIGHT. a. Primary building: 35 feet.

b. Accessory buildings: 20 feet.

6. MINIMUM MAIN FLOOR AREA. Minimum main floor area of the primary building, exclusive of garage, carports, and open porches:

.One-story building: 900 sq. ft. for each dwelling unit.

.Building higher than one story: 660 sq. ft. for each dwelling unit in the building, provided the total floor area of each unit shall be at least 900 sq. ft.

7. OFF-STREET PARKING AND PUBLIC STREETS. Off-street parking areas and public streets shall be provided in accordance with Section 2.21, E and C.

**SECTION 2.17. D-P PLANNED UNIT DEVELOPMENT DISTRICT REGULATIONS**

**STATEMENT OF PURPOSE**

The Planned Unit Development District (D-P) is established for the following purposes:

- a. To encourage a more creative approach in land and building site planning.
- b. To encourage and efficient, aesthetic and desirable use of open space.
- c. To encourage variety in physical development pattern.
- d. To achieve flexibility and incentives for residential development which will produce a wider range of choice in satisfying the changing needs of the County.

e. To encourage renewal of older areas in the metropolitan region where new development and restoration are needed to revitalize the area.

f. To permit special consideration of property with outstanding features, including, but not limited to, historical significance, unusual topography, landscape amenities, and size and shape.

g. To provide for a comprehensive review and processing of development proposals for developers and the Metropolitan Development Commission by providing for concurrent review of land use, subdivision, public improvements and siting considerations.

Development plans should incorporate and promote environmental and aesthetic considerations, working within the constraints and advantages presented by existing site conditions, including vegetation, topography, drainage and wildlife.

Densities and development of a D-P are regulated and reviewed by the Metropolitan Development Commission. Creative site planning, variety in physical development, and imaginative uses of open space are objectives to be achieved in a D-P District. The D-P District is envisioned as a predominantly residential district, but it may include supportive commercial and/or industrial development.

#### A. PERMITTED D-P USES

The following uses shall be permitted in the D-P DISTRICT. Only one primary use shall be permitted per lot. All uses in the D-P DISTRICT shall conform to the Dwelling District Regulations of Section 2.00.

1. PRIMARY USE: PLANNED UNIT RESIDENTIAL DEVELOPMENT, pursuant to the D-P Terms and Conditions (Section 2.17, B).

2. GROUP HOME, as defined in Section 2.25.

3. TEMPORARY USES, as regulated in Section 2.18.

4. ACCESSORY USES, as regulated in Section 2.19.

5. HOME OCCUPATIONS, as regulated in Section 2.20.

6. NONRESIDENTIAL USES, designed to provide an integrated amenity to the Planned Unit Residential Development and to serve primarily as a convenience to the immediate neighborhood where office functions, compatible office-type businesses, certain public and semipublic uses and a limited range of retail sales and personal, professional and business services provided are tempered by the merits of the residential elements of the development, and which are an integral part of a residential development logically oriented to and coordinated with the total Planned Unit Residential Development, as regulated in Section 2.17, B.

7. RELIGIOUS USES, as regulated in Section 2.24.

#### B. D-P TERMS AND CONDITIONS

1. FILING PROCEDURE. a. The authorization of a Planned Unit development shall be subject to the procedures expressed herein.

b. A petition for a Planned Unit Development may be initiated by the owners of property of 50 percent or more of the area involved in the petition, or may be initiated by the Metropolitan Development Commission.

c. The petition, which shall include a preliminary plan for any area proposed for development as a Planned Unit Development shall be filed with the Division of Development Services of the Department of Metropolitan Development. The preliminary plan shall include:

(1) Proposed layout of streets, open space, and other basic elements of the plan.

(2) Identification of location and types of uses within the area, including proposed densities of said uses.

(3) Proposals for handling traffic, parking, sewage disposal, drainage, tree preservation and removal and other pertinent development features.

(4) The plan shall show the boundary lines of adjacent land and the existing zoning of the area proposed to be developed as well as the land adjacent thereto. Any land within the area to be zoned that is now owned by the petitioners shall be so identified.



- (5) A general statement of any covenants or commitments to be made a part of the Planned Unit Development as well as the order and estimated time of development.
- (6) A statement of the order of development of the major elements of the project, including whether the development will be in phases, and, if so, the order and content of each phase.
- (7) Proposed perimeter treatment including details of building locations, parking, and landscaping. The proposed perimeter treatment shall include all areas within the project within 100 feet of the boundary of the project unless a larger area is requested by the Administrator.

d. The preliminary plan shall be presented in triplicate and to a scale not to exceed 1" = 100'. The preliminary plan may be a freehand drawing and may include any graphics which will explain the features of the development.

e. Within twenty-five (25) days after filing, the Administrator, or designated representative, shall consult with the petitioner regarding the petition. After such consultation, the petitioner may make modifications to the petition.

f. After consultation with the Administrator and after making any modifications to the proposed preliminary plans, the Petitioner shall file in triplicate a "Final Proposed Preliminary Plan" which shall:

- (1) Include all documents included in the preliminary plan.
- (2) Include an index identifying all documents included in the preliminary plan.
- (3) Include a cover sheet indicating that it is the Final Proposed Preliminary Plan and indicating the date and case number.
- (4) Be bound or stapled together and all documents therein reduced to a size no larger than 8 1/2 by 14 inches.

3. PRELIMINARY PLAN HEARING. a. The petition, if and so modified, shall then be heard by the Metropolitan Development Commission as a petition for zoning ordinance amendment and subject to the procedures applicable thereto. The Commission may approve, amend, or disapprove the plan and may impose any reasonable condition upon its approval. If approved, the preliminary plan shall be stamped "Approved Preliminary Planned Unit Development" and be signed by the President or Vice-President of the Commission and one copy shall be permanently retained in the offices of the Division of Development Services.

b. The approved Preliminary Planned Unit Development shall then be certified to the City-County Council for adoption as a D-P District pursuant to the laws governing adoption of zoning ordinances. Upon adoption by the City-County Council, the planned development shall be returned to the Department of Metropolitan Development, Division of Development Services, which shall thereafter exercise continuing jurisdiction. In the exercise of continuing jurisdiction, the Commission may from time to time approve modifications of the approved Preliminary Planned Unit Development in a manner consistent with the approved development concept.

4. DETAILED PLAN APPROVAL. a. Before any development takes place, the Administrator shall approve a detailed plan specifying the location, composition, and general engineering features of all lots, drainage, sewage, water supply facilities, recreational facilities, site perimeter treatment and other pertinent site development features including general locations and architectural features of proposed buildings. Such approval shall be conditioned upon a finding by the Administrator that the detailed plan is consistent with the Approved Preliminary Planned Unit Development.

b. The approved detailed plan shall be stamped "Approved Detailed Planned Unit Development" and be signed by the Administrator and one copy shall be permanently retained in the offices of the Division of Development Services.

c. Approval of the first phase of the detailed plan shall be obtained within two (2) years and approval of the balance of the detailed plan shall be obtained within five (5) years after adoption of the D-P District by the City-County Council.

d. If all or a part of the Planned Unit Development requires platting, only a preliminary plat shall be required within the said two (2) year period and final platting may be undertaken in sections or phases at a later time. In cases of platting, plat approval shall be conditioned, in part, upon a finding that the plat is consistent with the approved Preliminary Planned Unit Development.

e. In the exercise of continuing jurisdiction, the Administrator may from time to time approve modifications of the approved Detailed Planned Unit Development in a manner consistent with the Approved Preliminary Planned Unit Development.

f. A refusal by the Administrator to approve a detailed plan shall not be construed as a denial, and any such refusal shall not operate as a limitation on the right of the petitioner to seek approval at a later date nor shall it impair the right of the petitioner to obtain an extension of time for approval. Petitioner may, however, appeal to the Commission from the Administrator's refusal to approve a detailed plan.

g. In the event that the approval of a detailed plan is not timely obtained, the Commission may initiate an amendment of the zoning ordinance relating to said land.

h. The Approved Preliminary Plan may provide for development of the property involved in phases. If such phasing is permitted, the petitioner may submit partial detailed plans which correspond to the phases involved. Such partial detailed plans, when approved, shall be treated in the same manner as approved detailed plans for an entire Planned Unit Development.

i. Approval shall expire after a period of five (5) years from the approval of a detailed plan unless the development is fifty percent (50%) completed in terms of public improvements, including streets, parks, walkways, utility installations and sanitary sewers.

5. PLATTING AND VACATION. Where a platting, replatting or vacation of streets within all or a portion of the land involved is contemplated, the Plat Committee of the Metropolitan Development Commission shall handle such matters in accordance with its regular procedures, but it is not required to adhere to the qualitative and quantitative requirements of the Subdivision Control Ordinance of Marion County, Indiana (Ordinance 58-AO-13, as amended), where such requirements are not in keeping with an approved Planned Unit Development and are not necessary to safeguard the public health, safety, morals, or welfare.

6. COVENANTS AND MAINTENANCE. a. Covenants, when required by the Commission, shall be set forth in detail and shall provide for an automatic termination date, or, in the alternative, a provision for the release of such restriction by execution of a document so stating and suitable for recording, signed by the Administrator upon authorization by the Commission and all of the owners of property in the area involved in the petition for whose benefit the covenant was created. Such covenants shall provide that their benefits run to the Commission as well as other parties designated by the Commission, and shall be specifically enforceable by the Commission.

b. The Commission may require the recording of covenants for any reasonable public or semi-public purpose, including, but not limited to, the allocation of land by the petitioner for public thoroughfares, parks, schools, recreational facilities, and other public and semi-public purposes. Such covenants shall provide that if a governmental unit or agency thereof does not proceed with acquisition of the allocated land within a specified period of time, the covenants shall automatically terminate. If such termination occurs, the petitioners shall then submit for approval by the Commission a modified detailed plan for such land, otherwise consistent with the approved Preliminary Planned Unit Development.

c. The Commission may require the recording of covenants for any other reasonable purpose, including, but not limited to, imposing standards for development of property in a Planned Unit Development. Such development standards may include, but are not limited to, requirements as to the following:

- (1) Lot area.
- (2) Floor area.
- (3) Ratios of floor space to land area.
- (4) Area in which structures may be built. ("Buildable area").
- (5) Open space.
- (6) Setback lines and minimum yards.
- (7) Building separations.
- (8) Height of structures.
- (9) Signs.
- (10) Off-street parking and loading space.
- (11) Design standards.
- (12) Phasing of development.
- (13) Bikeways and walkways.
- (14) Landscaping.

d. The petitioner may be required to provide financial assurance for the satisfactory installation of all public facilities in the form of bonds or such other assurances as are required in the normal procedures of platting pursuant to the provisions of the Subdivision Control Ordinance of Marion County, Indiana (Ordinance 58-AO-13, as amended).

e. Adequate provision shall be made for a private organization with direct responsibility to, and control by, the property owners involved to provide for the operation and maintenance of all common facilities, including private streets jointly shared by such property owners if such facilities are a part of the Planned Unit Development, and, in such instance, legal assurances shall be provided which show that the private organization is self-perpetuating and adequately funded to accomplish its purposes.

f. Common facilities which are not dedicated to the public shall be maintained to standards assuring continuous and adequate maintenance at a reasonable and non-discriminatory rate of charge to the beneficiaries thereof. Common facilities not dedicated to the public shall be operated and maintained at no expense to any governmental unit.

g. All private streets shall be maintained by the aforesaid private organization in such a manner that adequate access is provided at all times to vehicular traffic so that fire, police, health, sanitation, and public utility vehicles can serve the properties contiguous or adjacent thereto, and so that said vehicles will have adequate turning area.

7. RECORDING. All approved Detailed Planned Unit Developments and modifications thereof shall be recorded in the office of the Marion County Recorder within two (2) years after approval.

8. PERMIT. No Improvement Location Permit shall be issued for a D-P District unless all recording required by Section 2.17, B, 5 has been effected. No Improvement Location Permit shall be issued for a D-P District which fails to adhere to the approved Detailed Planned Unit Development.

9. CONSTRUCTION. a. No construction or installation work shall be done on any public improvements until satisfactory plans and specifications therefor (as required by Section 2.06 of the Subdivision Control Ordinance of Marion County, Indiana - Ordinance 58-AO-13, as amended) have been submitted to the Administrator and the petitioner has, at least twenty-four (24) hours in advance, notified the Administrator of his intention to begin such work, in order that inspections may be made as the work progresses.

b. All development shall be in conformity with the approved Detailed Planned Unit Development and any material deviations from the approved Detailed Planned Unit Development shall be subject to appropriate enforcement action.

10. EXTENSIONS, ABANDONMENT, EXPIRATION. a. Extensions of the time for accomplishing any matters set forth herein may be granted by the Administrator for good cause shown. In the event the Administrator disallows a requested extension, the Petitioner may appeal said determination to the Commission.

b. Upon the abandonment of a development authorized under this section (abandonment shall be deemed to have occurred when no improvements have been made pursuant to the approved Detailed Planned Unit Development for twenty-four (24) consecutive months), or upon the expiration of five (5) years from the expiration of a Detailed Planned Unit Development for a development which has not been completed (or the expiration of an extension granted by the Commission pursuant to Section 2.17, B, 10, a), the Commission may initiate an amendment to the zoning ordinance so that the land will be zoned into a category or categories which most nearly approximate its then existing use or such other zoning category or categories which it deems appropriate.

11. RULES OF PROCEDURE. All proceedings brought under this section shall be subject to the Rules of Procedure of the Metropolitan Development Commission, where not inconsistent with the procedure otherwise stated herein.

12. LIMITATION ON REZONING. The Commission shall not initiate any amendments to the zoning ordinance concerning the property involved in a Planned Unit Development before completion of the development as long as development is in conformity with the approved Detailed Planned Unit Development and is proceeding in accordance with the time requirements imposed herein.

#### SECTION 2.18. TEMPORARY USES

##### A. PERMITTED TEMPORARY USES

The following Temporary Uses shall be permitted in all Dwelling Districts, under a Temporary Improvement Location Permit issued by the Administrator subject to the Temporary Use Requirements of Section 2.18, B.

TEMPORARY OFFICE, MODEL HOME, OR EQUIPMENT STORAGE, incidental and necessary for the sale, rental, lease, or construction of real property or premises in the zoning district and located on the same lot or project.

##### B. TEMPORARY USE REQUIREMENTS

Temporary Uses shall be subject to the following requirements in addition to all other regulations of the applicable Dwelling District.

1. For temporary offices or model homes, adequate access and parking area shall be provided, which shall not interfere with traffic movement on adjacent streets.

2. No public address systems or other noise producing devices shall be permitted.



3. Any floodlights or other lighting shall be directed upon the premises and shall not be detrimental to adjacent properties.

4. The lot shall be put in clean condition devoid of temporary use remnants upon termination of the temporary period.

5. No temporary Improvement Location Permit shall be issued for a Temporary Use until a site, development and landscape plan has been approved by the Administrator.

6. A Temporary Improvement Location Permit for a Temporary Use shall be valid for a maximum of 18 months. An extension of time, not to exceed 180 days, may be granted by the Administrator for good cause shown. Said request for extension must be filed with the Administrator prior to the termination date of the Temporary Improvement Location Permit.

7. No later than 30 days after the termination date of the Temporary Improvement Location Permit, the site must be returned to as nearly as reasonably possible to its condition prior to the issuance of the Temporary Improvement Location Permit, or a permanent Improvement Location Permit shall be obtained for any improvements which are to remain.

#### SECTION 2.19. ACCESSORY USES

##### A. PERMITTED ACCESSORY USES

The following Accessory Uses shall be permitted in all Dwelling Districts, except the D-11 Dwelling District, subject to the Accessory Use Requirements of Section 2.19, B and the Dwelling District Regulations of Section 2.00:

1. GARAGES; CARPORTS; PORCHES; DECKS; AWNINGS; CANOPIES; MINI-BARNs; STORAGE SHEDS; PATIOS; OUTDOOR FIREPLACES; PORTE-COCHERES; BATHHOUSES; CABANAS; CHILDREN'S PLAYHOUSES; SWINGS AND OTHER PLAY STRUCTURE OR EQUIPMENT; GREENHOUSES and other accessory buildings or structures similar and comparable in character to these permitted uses. (See additional requirements of this section.)

2. OFF-STREET PARKING AREAS, as regulated in Section 2.21, E.

3. SIGNS, as regulated by The Sign Regulations of Marion County, Indiana, 71-AO-4, as amended.

4. PRIVATE SWIMMING POOLS, HOT TUBS and similar structures (See additional requirements of this section).

5. AMATEUR RADIO SENDING AND RECEIVING ANTENNAS, provided the height thereof (including masts) shall not exceed seventy-five (75) feet measured from finished lot grade at the base of the antennas and further provided that such antennas shall not be located in the front yard as established by the building line of the existing primary building.

6. MANAGEMENT OFFICE in multifamily districts and other facilities normally associated with tenants' convenience, such as clubhouses, recreational facilities, laundry facilities, maintenance facilities, provided, however, there is no exterior storage or display.

7. UNDERGROUND STOREROOMS either attached to other permitted structures or constructed separately. (See additional requirements of this section.)

8. RESIDENTIAL OCCUPANCY BY DOMESTIC EMPLOYEES EMPLOYED ON THE PREMISES, provided that the occupancy occurs within the primary building and that no alteration is made to the unit to create a room or rooms not accessible from the interior.

9. FOSTER FAMILY CARE where care is provided for children unrelated to the residents by blood or adoption; provided that no sign shall be displayed, and that care is provided for no more than five such children.

10. DAY CARE of children unrelated to the residents by blood or adoption where care is provided for no more than ten children on a full-time basis and no more than five additional children on a part-time basis; provided however, where care is provided for more than five children, the day care provider shall be licensed in accordance with the requirements of the State of Indiana. Provided further, no sign shall be displayed. For the purposes of this ordinance, the day care of children, as described above, shall not be considered a Home Occupation.

11. STORAGE OR PARKING OF RECREATIONAL VEHICLES. (See additional requirements of this section.)



12. GAME COURTS, including tennis courts and basketball courts. (See additional requirements of this section.)

13. COMMON RECREATION FACILITIES, provided such facilities are dedicated to the public and accepted, owned by a home-owners association, owned by the project owners, or are in similar type of control; and, provided that the facilities are either open to the public (if dedicated to the public and accepted) or to all the residents in the association or the project.

14. SATELLITE DISH ANTENNAS. (See additional requirements of this section).

#### B. ACCESSORY USE REQUIREMENTS

Accessory Uses in all Dwelling Districts shall comply with the following requirements:

##### 1. GENERAL ACCESSORY USE REQUIREMENTS. Accessory Uses:

a. Shall be customarily incidental, accessory and subordinate to, and commonly associated with, the operation of the primary use of the lot.

b. Shall be operated and maintained under the same ownership and on the same building lot as the primary use.

c. Shall be subordinate in area, bulk, extent, and purpose to the primary use of the building served. The height of an accessory building or structure shall be less than or equal to that of the primary structure. The total square footage of all accessory buildings on a building lot shall not exceed seventy-five (75) percent of the main floor area of the primary building, except that a detached garage, which is the only accessory building on the lot, may equal the maximum dimensions of twenty-four (24) by thirty (30) feet provided that the total square footage of the garage is less than or equal to the main floor area of the primary building.

d. Unless otherwise specified in this ordinance, detached accessory buildings:

(1) Shall not be located closer to any front or side lot line than the required minimum front and side yard setbacks of the Dwelling District, or, in the case of a front yard, the established front yard setback on the lot, whichever is greater;

(2) In D-A, D-S, D-1, D-2, D-3, D-4, D-5, D-5II and D-8 Dwelling Districts shall not be located closer to any rear lot line than five (5) feet;

(3) Shall comply with the minimum side yard requirements of the district independently of the side yards established by the primary building.

(4) Shall not be permitted on a lot prior to the erection of the primary building.

f. Shall not encroach upon, as the primary building shall not encroach upon, any platted easement.

g. Patios, decks, terraces having a horizontal area within eighteen (18) inches of grade level shall not require an Improvement Location Permit.

2. APPURTENANCES. a. Such appurtenant features as walks, drainage installations, mailboxes, lamp posts, bird baths, air conditioning units and structures of similar and comparable nature, shall be permitted on any lot.

Provided, however, the front yard of any lot may contain only enough paving, gravel or similar material sufficient for reasonable access to and from the off-street parking area. The remaining front yard shall be landscaped in grass, shrubbery, trees or hedge, or in combination with other similar and suitable vegetative ground cover materials.

b. The growing of vegetables, grasses, fruits, flowers, shrubs, vines, and trees shall be permitted on any lot, provided such operations are not for profit. In the D-A Dwelling District, the growing of such items may be for profit.

c. Structural barriers (including, by way of example, a chain link or solid fence, architectural screen, lattice-work or masonry wall), dense landscape plantings (including, by way of example, a continuous hedge of deciduous or evergreen shrubs), shrubs and trees shall be permitted in minimum required front, side and rear yards provided that:

(1) The height of any structural barrier shall not exceed six (6) feet.

Provided, however, any structural barrier in the required front yard shall not exceed forty-two (42) inches in height.

(2) All landscape plantings, structural barriers, shrubs, or trees shall permit completely unobstructed vision within a clear-sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets. A clear site triangular area shall be established as one of the following:

- i. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines and the line connecting points twenty-five (25) feet from the intersection of such street right-of-way lines, or in the case of a round or cut property corner, from the intersection of the street right-of-way lines extended, or
- ii. On a lot adjacent to an at-grade railroad crossing, the clear sight triangular area is formed by the side lot line coterminous with the railroad right-of-way, the street right-of-way line and the line connecting points twenty-five (25) feet from the intersection of such lines, or
- iii. On a lot which has a driveway, abuts an alley or which is next to a lot which has a driveway, the two clear sight triangular areas are formed by the street right-of-way line, both sides of either the alley right-of-way or of the surface edge of the driveway, and the line connecting points ten (10) feet from the intersection of the street right-of-way line and driveway or alley lines extended.

3. ADDITIONAL REQUIREMENTS FOR SWIMMING POOLS, HOT TUBS AND SIMILAR STRUCTURES. The following additional requirements shall apply to swimming pools or hot tubs:

a. A swimming pool or hot tub shall not be located in or on any front yard or closer to any side lot line than the required minimum side yard setbacks of the Dwelling District or located closer to any rear lot line than five (5) feet.

b. The pool or tub area shall be enclosed by a structural barrier, which shall be adequate to prevent persons, children or animals from danger or harm, and shall be equipped with a self-closing, self-latching gate. Such structural barrier shall be a chain-link, ornamental, or solid fence or wall, and:

- (1) if erected on grade, the fence shall be not less than five (5) feet in height; or,
- (2) if erected on the deck of an above ground pool or hot tub, the fence on the deck shall be not less than four (4) feet in height.

c. Screening and landscaping shall be provided and maintained between the pool or hot tub and all lot lines from which the pool or tub area is visible according to the following requirements:

- (1) screening shall include any combination of an earthen mound, solid hedge, wall or fence of ornamental block, stone, brick, or solid wood.
- (2) effective screening height shall be at least five (5) feet, as measured from grade level, and so constructed or planted to prohibit any view therethrough; and,
- (3) if fencing is used for screening, such fencing shall be completely opaque when viewed within fifteen (15) degrees of perpendicular to the fence; and,
- (4) if an earthen mound is used for screening, such earthen mound shall not exceed a maximum height of three (3) feet above grade and the incline shall not exceed a 3:1 ratio, with the exception of previously existing natural outcroppings.

d. Abandoned or unused swimming pools or hot tubs, situated on premises which are not occupied for periods of thirty (30) days or more, shall be drained or equipped with a cover adequate to prevent persons, children or animals from danger or harm.

e. No pool or hot tub shall be erected or constructed unless adequate distance from overhead electrical wires is provided in accordance with the National Safety Code, and the National Electrical Code, current editions, and until an Improvement Location Permit has been obtained.

f. All pools or hot tubs which are less than eighteen inches above grade level shall not be considered as part of the building area, as defined in Section 2.25.

4. ADDITIONAL REQUIREMENTS FOR UNDERGROUND STOREROOMS. The following additional requirements shall apply to all underground storerooms:

a. An underground storeroom shall not be located in or on any front yard or closer to any side or rear lot line than the required minimum side and rear yard setbacks of the Dwelling District.

b. No underground storeroom shall be erected or constructed until an Improvement Location Permit has been obtained.

5. **ADDITIONAL REQUIREMENTS FO RECREATIONAL VEHICLES.** The following additional requirements shall apply to the parking or storage of recreational vehicles:

a. Recreational vehicles may be parked or stored inside permitted buildings or outside in such a manner that no part of any such vehicle shall project into any required side or rear yard as established by the ordinance. Provided further, no part of any such vehicle shall be parked or stored outside in the front yard of the lot other than on the hardsurfaced area of the driveway or interior access drive.

b. Not more than two (2) recreational vehicles shall be permitted to be parked or stored in the open on the same building lot at any one time.

c. Parked or stored recreational vehicles shall not be occupied or used for living, sleeping or housekeeping purposes in any Dwelling District.

6. **ADDITIONAL REQUIREMENTS FOR GAME COURTS.** The following additional requirements shall apply to game courts:

a. Game courts shall not be located closer to any front, side or rear lot line than the required minimum front, side and rear yard setbacks of the Dwelling District, nor shall any part of a game court project beyond the front building line as established by the existing primary building. Basketball goals, however, may be located along a driveway.

b. Game courts shall not be considered as building area, as defined in Section 2.25.

c. No game court lighting shall produce glare creating a hazard or nuisance perceptible from any point beyond the lot line. Provided, however, no game court in a D-A, D-S, D-1, D-2, D-3, D-4, D-5 or D-511 Dwelling District shall be lighted.

7. **ADDITIONAL REQUIREMENTS FOR PORCHES, PATIOS, DECKS AND CANOPIES.** The following additional requirements shall apply to porches, patios, decks and canopies:

a. Porches, patios and decks, with the exception of attached open railings, shall not be constructed or erected higher than eighteen (18) inches above grade level at any point without having first obtained an Improvement Location Permit.

b. Porches and patios shall be located no closer than four (4) feet from any property line.

c. No permanent roof, canopy or similar permanent structure shall be built or established to extend over any porch, patio or deck, other than an eave or cornice overhang from the primary structure, unless the roof or canopy complies with the setback requirements of the Dwelling District.

d. Porches, patios and decks eighteen (18) inches in height, or over, above grade level shall comply with all front and side yard setback requirements of the district and with the rear yard setback requirements for accessory buildings; except, however, open stairs and railings, attached to these structures may encroach into required yards.

8. **ADDITIONAL REQUIREMENTS FOR SATELLITE DISH ANTENNAS.** The following additional requirements shall apply to satellite dish antennas:

a. In any Dwelling District, satellite dish antennas up to 12 feet in diameter shall be permitted to be installed subject to the following criteria:

(1) All installations shall be neutral in color.

(2) All installations shall be performed by an "antenna installer" licensed by the Indiana State Board of Television and Radio Service Examiners.

b. In any Dwelling District, ground-mounted satellite dish antennas shall be permitted to be installed subject to the following criteria:

(1) All installations shall comply with all front, side and rear yard setback requirements specified within the district; except, however, no installation shall be located in such a manner that any part of any such antenna shall project into the front yard as established by the building line of the existing primary building.

- (2) The maximum height for a ground-mounted satellite dish antenna shall not exceed the maximum height of an accessory structure permitted by that district.

c. In any Dwelling District, roof-mounted satellite dish antennas may be permitted, subject to the following criteria:

- (1) Demonstration by the applicant that compliance with Section 2.19, B, 8, b(1) and (2) of this ordinance would result in the obstruction of the antenna's reception window; furthermore, such obstruction involves factors beyond the control of the applicant.
- (2) The height of the proposed installation does not exceed the maximum height restriction imposed upon primary uses within the district.
- (3) All applications for Improvement Location Permits shall include certification by a registered engineer that the proposed installation complies with those standards listed in Section 623.0 and 624.0 of the BOCA Basic Building Code. Furthermore, written documentation of such compliance, including load distribution within the building's support structure, shall be furnished.
- (4) All roof-mounted installations shall be contained within the area of the roof.

#### C. NONPERMITTED ACCESSORY USE ACTIVITIES

No accessory use which is not specifically permitted under Section 2.19, A shall be permitted as an accessory use in any Dwelling District. In addition, the following activities are strictly prohibited in all Dwelling Districts:

##### 1. Dismantling, Repairing or Restoring of Motor Vehicles in Dwelling Districts:

No person shall dismantle, repair, restore or otherwise perform any work on any motor vehicle, machine, motor, or similar device not owned or leased by that person or a member of that person's family, on any property in a Dwelling District. In addition, any work performed shall be:

- a. incidental to a permitted use; and,
- b. completely within a garage or carport; or,
- c. completely within an area wholly enclosed from the view of surrounding properties and rights-of-way by a solid structural barrier, (either a wall or fence of ornamental block, brick, wood, or combination thereof), of six (6) feet in height.

##### 2. Storing of Inoperable Motor Vehicles in Dwelling Districts:

No motor vehicle, machine, motor, or similar device from which any part material to the operation of the vehicle has been removed, or which is inoperable for any reason, shall be stored, maintained or kept on any property in a Dwelling District unless such device is:

- a. owned or leased by the resident of the property on which it is stored or by a member of that person's family; and further is,
- b. completely within an accessory structure.

##### 3. Storing of Commercial Motor Vehicles in Dwelling Districts:

No commercial motor vehicle or trailer shall be parked, stored, maintained or kept on any property in a Dwelling District, (except those vehicles three-quarter (3/4) ton or less and which serve as the sole vehicular transportation of a resident of the property upon which it is parked, stored, maintained or kept) unless it is within a garage or carport which complies with all the standards and regulations of this ordinance. Commercial motor vehicles that are in the course of making normal and reasonable service calls are exempt from this provision.

#### SECTION 2.20. HOME OCCUPATIONS

##### A. PERMITTED HOME OCCUPATIONS

Certain professions and domestic occupations, crafts and services defined below as "permitted home occupations" shall be permitted in all Dwelling Districts (except the D-11 District) and in any other zoning district in Marion County permitted dwelling uses, provided that each such home occupation complies with all requirements set forth in section 2.20, B hereof.



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Professions and domestic occupations, crafts or services which, as typically carried out, can be conducted in a dwelling without impairment of the use thereof as a place of residence and with no detrimental effect upon adjacent residential properties, as permitted home occupations. Examples of professional services which constitute permitted home occupations include law, medicine, dentistry, architecture, engineering, real estate brokerage, tutoring, writing, painting, music instruction, photography and such services as are provided by clergyman, insurance agents, notaries public and manufacturer's agents. Examples of domestic occupations, crafts and services which constitute permitted home occupations include dressmaking, millinery, sewing, tailoring, weaving, hair grooming, washing, ironing and cabinet making.

#### B. HOME OCCUPATION REQUIREMENTS

Permitted home occupations shall comply with each of the following requirements:

1. The primary use of the dwelling unit shall remain residential.
2. The home occupation shall be clearly incidental and subordinate to the primary residential use of the dwelling. No more than six hundred (600) square feet or thirty percent (30%) of the total square footage of the dwelling unit, whichever is lesser, shall be used in the conduct of the home occupation(s). The six hundred (600) square feet or thirty percent (30%) area which may be used in the conduct of the home occupation(s) shall include all areas in the dwelling unit which are in any way devoted to the operation or conduct of the home occupation.
3. All aspects of the home occupation activity that occur on the premises shall be conducted within the dwelling structure in which the operator makes his actual residence. For purposes of this section, only those areas completely enclosed by walls and under the same roof system as the living quarters shall be considered a part of the "dwelling structure".
4. The operator of the home occupation(s) shall make the dwelling unit within which the home occupation is conducted his legal and primary place of residence. This means that the operator, in addition to making the dwelling unit his place of legal residence, shall also carry out more of the activities such as sleeping, eating, entertaining and other functions and activities normally associated with home life in the dwelling unit where the home occupation(s) is being conducted than are carried out at any other place.
5. No one may participate in or assist with the conduct or operation of home occupation except:
  - a. Individuals who meet the same residence requirements, set forth in paragraph 4 above, as must be met by the operator of the home occupation.
  - b. A nonresident assistant, subject to the following requirements and limitations:
    - (1) Participation by the nonresident assistant shall be in a subordinate capacity only, incidental to the conduct of the home occupation -- as, for example, the services of a nurse, receptionist or clerical assistant in the home occupation of a physician
    - (2) The nonresident assistant shall not participate, totally or partially, in the capacity of an additional operator of the home occupation, as an additional practitioner of the professional, craft or occupational service of the operator, or as a partner or professional associate thereof.
    - (3) Participation by the nonresident assistant shall be limited to forty-five (45) hours per week.
    - (4) No more than one (1) nonresident assistant shall be permitted. If more than one home occupation is conducted in the same dwelling unit, a nonresident assistant shall be permitted for only one of the home occupations.
6. No structural alterations shall be effected to the interior of the dwelling which would render it undesirable for residential use.
7. No structural additions, enlargements or exterior alterations changing the residential appearance of the dwelling or lot shall be permitted.
8. No additional or separate exterior entrance shall be constructed for the purpose of conducting the home occupation.
9. The dwelling unit shall not be a mobile dwelling unit.
10. The home occupation(s) shall not regularly attract more than four (4) individuals simultaneously onto the premises for reasons related to the home occupation(s) and shall not generate significantly greater traffic volume than would normally be expected in the particular residential area in which the home occupation(s) is conducted.

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11. No provision for off-street parking or loading facilities, other than requirements of the applicable Dwelling District, shall be permitted. No part of the minimum required yard shall be used for such off-street parking or loading purposes. No additional driveway, to serve such home occupation, shall be permitted.

12. No display of goods or external evidence of the home occupation shall be permitted other than an identification sign as permitted by the Sign Regulations of Marion County, Indiana, Ordinance 71-A0-4, Section 14.04-4(2).

13. No goods, commodities or stock in trade shall be received, retained, used, stored on or physically transferred from the premises except for:

a. A reasonable number of samples needed in the home occupation, or

b. Those goods, commodities or stock in trade, a substantial portion of the value of which is or will be attributable to work or services performed by the operator of the home occupation on the premises as a part of the operation of the home occupation.

Nothing in this paragraph shall be deemed to preclude receipt, retention, use or storage of:

a. Equipment or devices, such as medical instruments in the case of a physician, necessary to the conduct of the home occupation;

b. Materials, such as paint and canvas in the case of an artist, needed to produce a finished product or perform a service in the operation of the home occupation on the premises;

c. Items of tangible property, such as legal documents in the case of an attorney, transferred in connection with the performance of personal services by the operator of the home occupation; or

d. Items of tangible property, such as clothing in the case of a tailor, to be repaired, altered, or serviced by the operator of the home occupation on the premises.

14. No electrical or mechanical equipment shall interfere with local radio and television reception.

15. Hours of operation of the home occupation shall not interfere with use and enjoyment of adjacent residential properties.

16. Permitted home occupations shall comply with all standards set forth in section 2.00, B.

17. No permitted home occupation shall interfere with the reasonable use and enjoyment of adjacent residential properties.

### SECTION 2.21 SPECIAL REGULATIONS

#### A. MINIMUM SETBACK LINES AND YARDS

Front yards, having a minimum depth in accordance with the following setback requirements, shall be provided along all public street right-of-way lines, and the minimum required building setback lines shall be as follows:

1. Expressway, Parkway or Primary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana).

No part of any structure (except an open porch or eave or cornice overhang not exceeding two (2) feet) shall be built closer than forty (40) feet to any proposed right-of-way line of an expressway, parkway or primary thoroughfare. In the case where a proposed right-of-way line does not exist, the existing right-of-way line shall be used for the setback measurement.

2. Secondary Thoroughfare (as designated on the Official Thoroughfare Plan of Marion County, Indiana).

No part of any structure (except an open porch or eave or cornice overhang not exceeding two (2) feet) shall be built closer than thirty (30) feet to any proposed right-of-way line of a secondary thoroughfare. In the case where a proposed right-of-way line does not exist, the existing right-of-way line shall be used for the setback measurement.

3. Collector Street

No part of any structure (except an open porch or eave or cornice overhang not exceeding two (2) feet) shall be built closer than thirty (30) feet to any existing right-of-way line, or sixty (60) feet from the centerline, of a collector street, whichever is greater.

4. Local Street, Marginal Access Street or Cul-de-Sac

a. No part of any structure (except an open porch or eave or cornice overhang not exceeding two (2) feet) shall be built closer than twenty-five (25) feet to any existing right-of-way line of a local street, marginal access street or cul-de-sac, with the exception of the vehicular turnaround thereof. No part of any structure (except an open porch or eave or cornice overhang not exceeding two (2) feet) shall be built closer than twenty (20) feet to any existing right-of-way line of the vehicular turnaround of a cul-de-sac.

b. Exception for legally established setbacks. In any block in which an existing front yard depth and setback is established (by existing legally established structures within the same Dwelling District) for more than twenty-five percent (25%) of the frontage of the block on the same side of the street (or a distance of two hundred (200) feet in each direction, whichever is the lesser), the required minimum front yard depth and setback for any building or structure may be reduced to the average of the established setbacks if such average is less than the normal minimum required front setback. The average established setbacks shall be the average of all established yards on the same side of the street within either the block or the two hundred (200) feet in either direction. Provided, however, in no case shall such minimum required front setback be less than ten (10) feet from the right-of-way line.

c. Exception for expansion along a legally established setback. The minimum required front setback in any Dwelling District for any existing building, having a legally established front setback which is less than the required setback of the District, shall be modified to permit expansion of such building along its existing established front setback, provided the linear front footage of expansion does not exceed fifty percent (50%) of the linear front footage of the original building.

B. ATTACHED MULTIFAMILY DWELLING PROJECTS, SINGLE FAMILY CLUSTER DWELLING PROJECTS AND MOBILE DWELLING PROJECTS - SITE PLAN REQUIREMENT TO IMPROVEMENT LOCATION PERMIT ISSUANCE

Prior to Improvement Location Permit issuance for any building or structure within an attached multifamily dwelling project, single family cluster dwelling project, or mobile dwelling project, three copies of the site and landscape plans for the entire project shall be filed with the Department of Metropolitan Development. Also, for an attached multifamily dwelling project, the site and landscape plans shall include a delineation of the proposed Major Livability Space.

C. PUBLIC STREET REQUIREMENTS

1. All streets shall be dedicated to the public and improved and constructed in accordance with the standards set forth in the Subdivision Control Ordinance of Marion County, Indiana, General Ordinance No. 49 and the Indianapolis Department of Transportation Standards for Street and Bridge Design and Construction.

2. The right-of-way of all streets within the project, which are indicated on the Official Thoroughfare Plan for Marion County, Indiana, or which have been required by zoning, variance, or platting commitment, condition, covenant or parole covenant, to be constructed to specific standards based upon their proposed functional classification shall be dedicated to the public, or the right-of-way thereof shall be reserved for the future.

3. All landscape plantings, structural barriers, shrubs, trees, or other objects shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or driveways. A clear sight triangular area shall be established as one of the following:

a. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines, the pavement edge of the drives or driveways and the line connecting points twenty-five (25) feet from the intersection of such street right-of-way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right-of-way lines and pavement edge lines extended, or

b. On a lot adjacent to an at-grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right-of-way, the street right-of-way line or pavement edge line, and the line connecting points twenty-five (25) feet from the intersection of such lines.

D. REQUIREMENTS FOR ALL PRIVATE STREETS, INTERIOR ACCESS DRIVEWAYS, AND INTERIOR ACCESS DRIVES FOR ATTACHED MULTIFAMILY DWELLING PROJECTS AND MOBILE DWELLING PROJECTS AND PLANNED UNIT RESIDENTIAL DEVELOPMENTS.

1. All private streets, interior access driveways and interior access drives for attached multifamily projects and mobile dwelling projects and planned unit residential developments shall meet the minimum standards for construction, materials for use in construction, and design as specified by the "Standard Specifications", Indiana Department of Highways (8-17-1-39), the Indiana Department of Highway Supplemental Specifications, and the Indianapolis Department of Transportation (DOT) Standards for Street and Bridge Design and Construction. In



the event DOT specifications conflict with the Indiana Department of Highways "Standard Specifications", the most stringent specifications shall govern.

The "Standard Specifications" of the Indiana Department of Highways is incorporated into this ordinance by reference. Two copies of the "Standard Specifications" are on file and available for public inspection in the office of the Division of Development Services.

Provided, however, that the standard specifications incorporated into this ordinance shall be modified as follows:

a. Curbing shall not be required in the development of private streets, private access driveways and private interior access drives for attached multifamily projects.

b. Private interior streets, private interior access drives and private interior access driveways for attached multifamily projects, mobile dwelling projects and planned unit residential developments, shall have a minimum width, including gutters, and, if required, curbing, of:

- One-way, no parking - twelve (12) feet.
- One-way, parking on one side of the street only - twenty (20) feet.
- Two-way, no parking - twenty (20) feet.
- Two-way, parking on one side only - twenty-seven (27) feet.
- Two-way, parking on both sides of the street - thirty-six (36) feet.

2. Private streets, private interior access drives and private interior access driveways shall be privately maintained (not by governmental agencies) in good condition and free of chuckholes, standing water, weeds, dirt, trash and debris.

3. All landscape plantings, structural barriers, shrubs, trees, or other objects shall permit completely unobstructed vision within a clear sight triangular area between the heights of two and one half (2 1/2) and nine (9) feet above the crown of the streets, drives, or driveways. A clear sight triangular area shall be established as one of the following:

a. On a corner lot, the clear sight triangular area is formed by the street right-of-way lines, the pavement edge of the drives or driveways and the line connecting points twenty-five (25) feet from the intersection of such street right-of-way lines and pavement edge lines; or in the case of a round or cut property corner, from the intersection of the street right-of-way lines and pavement edge lines extended, or

b. On a lot adjacent to an at-grade railroad crossing, the clear sight triangular area is formed by the lot line coterminous with the railroad right-of-way, the street right-of-way line or pavement edge line, and the line connecting points twenty-five (25) feet from the intersection of such lines.

4. The owner or project management, homeowners' association or other similar organization shall maintain all sidewalks, pedestrian ways, private streets, interior access drives, interior access driveways and parking areas in good repair and reasonably free of chuckholes, standing water, mud, ice and snow.

#### E. OFF-STREET PARKING REQUIREMENTS

Off-street parking facilities shall be provided and maintained, for all uses permitted in the Dwelling Districts, in accordance with the following regulations:

##### 1. Number of Spaces Required

a. For every single-family dwelling or two-family dwelling in the D-A, D-S, D-1, D-2, D-3, D-4, D-5, D-SII, D-8, and D-12 Dwelling Districts, there shall be provided at least two (2) off-street parking spaces for each unit which may include the parking space(s) provided in a garage or carport.

b. For every attached multifamily dwelling in the D-6, D-6II, D-7, D-8, D-9 and D-10 Dwelling Districts, off-street parking spaces shall be provided in accordance with the Development Amenities of each district.

c. For every mobile dwelling in the D-11 Dwelling District, a minimum of two (2) paved off-street parking spaces shall be provided.

##### 2. Development Requirements

a. Parking areas for uses in 1, a. above need not be paved.

b. Parking areas for uses in 1, b. above shall be subject to the following requirements:



- (1) Off-street parking areas (including, but not limited to, entrances, exits, aisles, spaces, traffic circulation and maneuverability) shall be designed and constructed at not less than the recommended specifications contained in Architectural Graphic Standards, Current Edition, Ramsey and Sleeper, John Wiley and Sons, Inc., New York, New York (a copy of which is on file in the offices of the Division of Development Services and is hereby incorporated by reference and made a part hereof); except that each parking space shall have, regardless of angle of parking, a usable parking space measuring not less than eight and one-half (8 1/2) feet in width (measured perpendicularly from the sides of the parking space) and at least one hundred fifty (150) square feet of usable parking area.
- (2) The parking area shall not be used for permanent storage or the display, advertisement, sale, repair, dismantling or wrecking of any vehicle, equipment or materials.
- (3) Parking areas shall be paved with bricks, concrete or improved with a compacted aggregate base and surfaced with an asphaltic pavement, to adequately provide a durable and dust-free surface. Parking areas shall be maintained in good condition and free of chuckholes, weeds, dirt, trash and debris.
- (4) The surface shall be graded and drained in such a manner that there will be no free flow of water onto sidewalks.
- (5) The parking area shall have each space delineated by painted lines and shall be provided with curbs, bumper guards or wheel stops so located that no part of the parked vehicles will extend beyond the boundary of the established parking area.

#### F. SCREENING, LANDSCAPING, LIGHTING AND GROUNDS MAINTENANCE

Screening, landscaping, lighting and grounds maintenance shall be provided and maintained, for all attached multifamily dwelling projects and all mobile dwelling projects, in accordance with the required landscape plans and with the following regulations:

##### 1. Screening:

a. Front yard of the project: An ornamental, decorative fence or masonry wall, not more than forty-two (42) inches in height if solid, or six (6) feet if the sight barrier is less than fifty (50.0%) percent, may be used in conjunction with the required landscaping. Chain link fencing is not permitted. A clear site triangular area shall also be maintained as regulated in Section 2.19, B, 2, c of this ordinance.

b. Side and rear yard of the project: An ornamental, decorative fence or masonry wall may be used in conjunction with the required landscaping. Chain link fencing is permitted provided it is black vinyl covered chain link and does not include slats. A clear sight triangular area shall also be maintained as regulated in Section 2.19, B, 2, c of this ordinance.

Provided, however, if any portion of a mobile dwelling project or a multifamily project abuts land zoned so as to permit single family or two-family dwellings, the perimeter yard between the project and the district shall be screened and landscaped for the purpose of buffering. In addition to the landscape requirements of Section 2.21, F, 2, screening shall be provided and maintained according to the following minimum requirements:

- (1) screening shall include any combination of an earthen mound; a solid hedge; a wall or fence of ornamental block, stone, brick, or solid wood fencing; and,
- (2) effective screening height shall be at least six (6) feet, as measured from the parking area's grade level, and so constructed to prohibit any view therethrough; and,
- (3) if fencing is used for screening, such fencing shall be completely opaque when viewed within fifteen (15) degrees of perpendicular to the fence; and,
- (4) if an earthen mound is used for screening, such earthen mound shall not exceed a maximum height of four (4) feet above grade and the incline shall not exceed a 3:1 ratio, with the exception of previously existing natural outcroppings.

##### c. Trash containers: All trash containers exceeding six (6) cubic feet shall:

- (1) be completely screened within a solid walled or fenced stall equipped with a self-latching solid gate and buffered by landscaping; and,
- (2) be accessible only from an interior access drive of the project; and,
- (3) not be located in any required perimeter yard.

##### 2. Landscaping:

a. All required perimeter yards shall be landscaped. The landscaping of these yards shall, at a minimum, consist of a combination of living vegetation, such as, trees, shrubs, grasses or ground cover materials, planted or transplanted and maintained, or preserved as existing natural vegetation areas (e.g. woods or thickets).

Loose stone, rock or gravel may be used as a landscaping accent, but shall be limited to only twenty percent (20%) of the area of the required yard in which it is used.

b. Within the perimeter yards, there shall be at least one tree planted or maintained for every twenty (20) feet of total linear distance along all perimeter yard property lines. Required trees may be grouped together in the perimeter yard, however, in no case shall spacing between said trees exceed sixty (60) feet on center. (Refer to Diagram E).

c. All parking areas adjacent to required perimeter yards shall be screened along the perimeter yard with a solid hedge. Screening may include the combination of said solid hedge and earthen mound, provided the effective screening height shall be at least thirty-six (36) inches above the parking area's grade level at the time of planting and the maximum incline of the earthen mound shall not exceed a 3:1 ratio with the exception of previously existing, naturally occurring outcroppings.

d. Within mobile dwelling projects, at a minimum, one tree shall be planted or maintained on every mobile dwelling site. Said required tree shall not be located within any required yard or common recreational area(s).

e. Required trees shall be deciduous or evergreen with a spreading branch habit. A group of shrubs may be substituted for a required tree, provided however:

- (1) that the proposed tree to be substituted is not an existing tree, and
- (2) that no more than twenty percent (20.00%) of the required trees are substituted with shrubs, and
- (3) that the shrubs are planted or maintained five (5) feet or less on center, and
- (4) the shrubs substituted are in addition to any underplanting requirements, and
- (5) that a grouping of five (5) shrubs may be substituted for one tree.

f. The minimum size of all required landscape plant materials, at the time of planting, including substituting or replacement trees and shrubs, shall be as follows:

- (1) Deciduous shade (overstory) trees - two and one-half (2 1/2) inch caliper at six (6) inches above the ground.
- (2) Deciduous ornamental (understory) trees - one and one-half (1 1/2) inch caliper at six (6) inches above the ground.
- (3) Multi-stemmed trees - eight (8) feet in height.
- (4) Evergreen trees - five (5) feet in height.
- (5) Deciduous shrubs - twenty-four (24) inch spread or two (2) feet in height.
- (6) Evergreen shrubs - twenty-four (24) inch spread or two (2) feet in height.

g. Deciduous and evergreen shrubs when used for required hedges shall be planted an average of thirty-six (36) inches or less on center within the hedge row.

h. All trees and shrubs shall be planted, maintained or transplanted in accordance with the standards of the American Association of Nurserymen (a copy of which is on file in the office of the Division of Development Services and is hereby incorporated by reference and made a part hereof). All trees and shrubs shall be mulched and maintained to give a clean and weed-free appearance.

i. Prior to any construction activity, the removal from any minimum, required yard of any existing deciduous tree over three (3) inch caliper at six (6) inches above ground or of any existing shrub or evergreen tree over six (6) feet in height, must first be approved in writing by the Administrator. Removal of said tree(s) without written approval from the Administrator, shall require the replanting of replacement tree(s) so that the total number of caliper inches replanted equals or exceeds the total number of calipers removed. Replacement trees shall be of the same species as those trees removed unless approved otherwise by the Administrator. Replanting of these replacement trees shall occur within six months of removal or the next planting season, whichever occurs first. Replacement trees shall not be considered a required tree for the figuring of the minimum number of trees required in any perimeter yard but rather as an additional tree.

j. All existing trees larger than ten (10) inch caliper at six (6) inches above the ground which are to be preserved shall be maintained without injury and with sufficient area for the root system to sustain the tree. Protective care and physical restraint barriers, such as temporary protective fencing, shall be provided to prevent alteration, compaction or increased depth of the soil in the root system area prior to and during groundwork and construction. Heavy equipment traffic and storage of construction equipment or materials of any kind shall not be any closer to the tree than the dripline of the tree or ten (10) feet whichever is closer.

k. Prior to the issuance of an Improvement Location Permit, the Administrator may require a tree survey for a specified time to be completed for a site or portion of a site. Such survey shall become a part of the file and requirements for an Improvement Location Permit. In the case of large, dense tree stands (those exceeding 600 square feet in area with 75% branch coverage of the ground surface), the outer boundary of

the tree stands' dripline and location with a listing of the predominant species and caliper size may be substituted for a detailed inventory.

1. The Administrator, upon written request by the applicant and upon receiving a suitable alternative landscape plan, shall have the power to modify any landscape requirements deemed by the Administrator to be infeasible or unreasonably burdensome. Such modification shall be written and become a part of the file and requirements for the Improvement Location Permit.

3. Landscape Plan:

A Landscape Plan shall:

a. be drawn on a copy of the SITE PLAN (or a simplified scale drawing thereof) showing exact location, outlines and dimensions of all structures, buildings, mobile dwelling sites, mobile dwelling paved-stands, patios, sidewalks and pedestrian ways, streets, trash enclosures, project access and interior access drives and driveways, individual and project storage, permanent lighting fixtures, signs, benches, screens, walls, fences, natural vegetation areas, open space, recreational areas, perimeter yards, adjacent property uses and physical features, and all underground and overhead lines with depths or heights indicated at intervals where lines change direction or where terminals or connections are provided; and,

b. show dimensioned detailed elevation or section drawings of any trash enclosures, walls, fences, and signs (including sign content); and,

c. show all existing elevations and proposed land contour lines having at two (2) foot intervals; and,

d. show location and nature of existing and proposed drainage systems and their flow; and,

e. include a tree survey indicating the exact location of existing trees of over two and one-half (2 1/2) inch caliper one (1) foot above the ground and all flowering trees, shrubs and evergreens; all being accurately labeled in the drawing as existing (to remain), existing to be removed or to be transplanted with species and caliper size indicated. Exception: those trees and shrubs located in natural vegetation areas (e.g. woods, thickets or meadows) that will not be developed, but will be left and maintained as a natural untouched area may be indicated by the delineation of the area's outer boundary; and,

f. show all proposed plantings and transplantings with plants and plant groups labeled in the drawing as to quality, species, shape, size, spacing (on centers), and purpose (visual or noise abatement screen, hedge, specimen or ground cover).

4. Lighting:

a. All access drives, interior streets, interior access drives, intersections, dead ends, cul-de-sacs, apices of curves, parking areas, open storage areas, walks and passive and active recreation areas shall be provided with lighting devices to adequately illuminate the areas.

b. Street or pedestrian lighting devices may be mounted at heights beginning at (or slightly below) ground level to forty-two (42) inches above ground or from ten (10) to thirty (30) feet above ground. Spacing of all lighting devices shall be determined by the height above street grade level and maximum foot-candles of each device in conjunction with their capacity to provide an adequate lighting level for the required area and use.

c. Lighting levels for all outdoor areas shall meet the recommended minimum average maintained horizontal foot-candle as specified in the Illuminating Engineering Society Lighting Handbook, Application Volume, current edition (a copy of which is on file in the office of the Division of Development Services and is hereby incorporated by reference and made a part hereof).

d. All lighting facilities used to illuminate outdoor areas shall be so located, shielded and directed upon the area to be lighted that they do not glare onto, or interfere with, street traffic, adjacent buildings, or adjacent uses.

e. Lighting devices for active recreational areas and uses shall be equipped with switching devices which allow lighting levels to be changed when the active recreational use ceases and a lower lighting level is sufficient.

5. Grounds Maintenance:

The project owner or management, homeowners' association or other similar organization shall:

a. Maintain the entire site in a safe, neat and clean condition; free from litter, trash, debris, junk, and reasonably free of weeds; and,



- b. Maintain all sidewalks, pedestrian ways, interior streets, interior access drives, and parking areas in good repair and reasonably free of chuckholes, standing water, mud, ice and snow; and,
- c. Maintain the landscaping by keeping lawns mowed, all plants properly pruned and maintained as disease-free, and planting beds groomed, except in naturally occurring vegetation areas, such as thickets; and,
- d. Replace any required planting(s), which are removed or no longer living, within a year or the first planting season, whichever occurs first, except those in naturally occurring vegetation areas, such as thickets.

#### G. APPEAL

In all subsections of this Section 2.21 Special Regulations where the Administrator is given authority of discretionary approval of plans and specifications, or the method or manner of qualification, or any other similar authority, any party of interest shall have the right to bring such action by the Administrator before the Metropolitan Development Commission for its review and approval or disapproval through the filing of an Approval Petition for a detailed plan approval. The right to have such action of the Administrator reviewed by the Metropolitan Development Commission shall be in addition to any other right an aggrieved party may have under law to have such action reviewed, including, but not limited to, the right to appeal such action to the Metropolitan Board of Zoning Appeals of Marion County, Indiana.

#### H. APPLICATION OF THIS SECTION

This section shall be applicable to all Dwelling Districts except when specified otherwise in the Dwelling District Zoning Ordinance or in the D-P Planned Unit Residential Development District where subsections A. and E. shall not be applicable.

#### SECTION 2.22. MANUFACTURED HOMES

##### A. PERMITTED MANUFACTURED HOMES

Manufactured Homes, as defined in Section 2.25, shall be permitted in all Dwelling Districts (except D-6, D-6II, D-7, D-9, and D-10) and in any other zoning district in Marion County permitting single family dwelling uses, subject to the following schedule:

1. Manufactured Homes shall be subject to the grant of a SPECIAL EXCEPTION in D-A, D-S, D-1, D-2, D-3, D-4, D-5, D-8, D-12 and any other zoning district in Marion County permitting single family dwelling uses, as governed in 2.22, A, 2.
2. Manufactured Homes shall be permitted without a SPECIAL EXCEPTION in the D-3, D-4, D-5, D-5II and D-12 DISTRICTS if located in a subdivision given final plat approval on or after July 1, 1982.

##### B. MANUFACTURED HOME REQUIREMENTS

Manufactured Homes shall comply with the following requirements:

1. All Manufactured Homes, except those located in the D-11 District, shall be set onto a permanent foundation and comply with the set up, utility connection and underfloor space requirements set forth in Chapter 8, Article III, Division IV of the Code of Indianapolis and Marion County, which is incorporated herein by reference.
2. A SPECIAL EXCEPTION shall be granted following application filed with the Board of Zoning Appeals having jurisdiction of the petition by the landowner petitioner, notice to owners of adjoining parcels of land and public hearing by said Board - all in accordance with the Rules of Procedure of the Board of Zoning Appeals ONLY UPON THE BOARD'S DETERMINATION THAT:
  - a. The grant will not be injurious to the public health, safety, morals, convenience or general welfare.
  - b. The grant will not injure or adversely affect the adjacent area or property values therein.
  - c. The Manufactured Home will be in harmony with the character of the surrounding neighborhood, utilize siding and roofing materials which are aesthetically compatible with the surrounding neighborhood, and constitute a land use authorized in the zoning district.
3. The grant of a SPECIAL EXCEPTION shall be conditioned upon the following requirements:
  - a. The Manufactured Home shall conform to all development standards of the applicable zoning district.
  - b. The Manufactured Home shall conform to all other applicable requirements of this ordinance and all restrictions and conditions attached to the grant of SPECIAL EXCEPTION by said Board - in case of conflict,



the more restrictive standards or requirements are to control. The Board may impose reasonable restrictions or conditions in connection with the grant of any SPECIAL EXCEPTION, but only to the extent necessary to ensure compliance with the conditions and standards set forth in above paragraph 1 and clauses (a), (b), and (c) of above paragraph 2.

SECTION 2.23. RESERVED.

SECTION 2.24. RELIGIOUS USES.

A. PERMITTED RELIGIOUS USES

A religious use, as defined in Section 2.25, shall be permitted in all Dwelling Districts subject to the grant of a SPECIAL EXCEPTION by the Board of Zoning Appeals having jurisdiction of the petition; and the Board of Zoning Appeals is hereby authorized to grant such SPECIAL EXCEPTIONS and permit such religious uses in the Dwelling Districts.

B. RELIGIOUS USE REQUIREMENTS

Religious uses shall comply with the following requirements:

1. A SPECIAL EXCEPTION shall be granted by the Board of Zoning Appeals following application filed with the Board by the landowner petitioner (which application shall include a site and development plan as provided for in paragraph B hereof and may include a request for modification of development standards as provided for in paragraph C hereof), notice to owners of adjoining parcels of land and public hearing by said Board - all in accordance with the Rules of Procedure of the Board of Zoning Appeals UPON THE BOARD OF ZONING APPEALS DETERMINATION THAT:

- a. The proposed use of the property is a religious use, as defined in Section 2.25.
- b. Any adverse impact on the public health, safety, morals or general welfare caused by the grant does not outweigh the restriction on the petitioner's right to religious worship and peaceful assembly.
- c. The grant will not materially and substantially interfere with the lawful use and enjoyment of adjoining property.

2. The landowner petitioner shall file with the application a site and development plan, drawn to scale, which shall include, where applicable:

- a. Proposed use, buildings and structures, including the seating capacities thereof;
- b. Existing uses, buildings and structures, including the seating capacities thereof;
- c. A parking plan, including proposed off-street and on-street parking, demonstrating the number of parking spaces available for the proposed use;
- d. Vehicular entrances, exists and turnoff lanes;
- e. Building setbacks;
- f. Landscaping, screens, walls and fences, including provisions for the preservation of trees;
- g. Exterior lighting;
- h. Signs, including location, size and design thereof;
- i. Sewage disposal facilities;
- j. Storm drainage facilities;
- k. Pedestrian ways;
- l. Other utilities, if above ground facilities are needed; and,
- m. Such other information as the Administrator shall reasonably requests.

3. If applicable, the landowner petitioner shall also file with the application a request for modification of development standards indicating any development standard of the applicable Dwelling District to be modified in connection with the grant of a SPECIAL EXCEPTION.

4. The grant of such SPECIAL EXCEPTION shall be conditioned upon the following requirements:

a. The religious use shall conform to all development standards of the applicable Dwelling District, except as specifically modified by the grant of SPECIAL EXCEPTION.

b. The religious use shall conform to all conditions attached to the grant of SPECIAL EXCEPTION by said Board.

The Board, in connection with the granting of any SPECIAL EXCEPTION, may modify any development standard of the applicable Dwelling District, if requested by the landowner petitioner, but the Board need not modify any development standard if it finds that the benefit to the public health, safety or general welfare derived from such development standard outweighs any restriction on the right of freedom of worship and peaceful assembly caused by such development standard.

The Board may impose reasonable restrictions or conditions in connection with the grant of any SPECIAL EXCEPTION, including restrictions and conditions which are more restrictive than the applicable development standards, if the Board finds that such restrictions or conditions benefit the public health, safety or general welfare, and such benefit outweighs any restriction on the right of freedom of worship and peaceful assembly caused by the imposition of such restrictions or conditions.

## SECTION 2.25. CONSTRUCTION OF LANGUAGE AND DEFINITIONS.

### A. CONSTRUCTION OF LANGUAGE

The language of this ordinance shall be interpreted in accordance with the following regulations:

1. The particular shall control the general.
2. In the case of any difference of meaning or implication between the text of this ordinance and any illustration or diagram, the text shall control.
3. The word "shall" is always mandatory and not discretionary. The word "may" is permissive.
4. Words used in the present tense shall include the future; and words used in the singular number shall include the plural, and the plural the singular, unless the context clearly indicates the contrary.
5. A "building" or "structure" includes any part thereof.
6. The phrase "used for" includes "arranged for", "designed for", "intended for", "maintained for", or "occupied for".
7. Unless the context clearly indicates the contrary, where a regulation involves two or more items, conditions, provisions, or events connected by the conjunction "and", "or", or "either...or", the conjunction shall be interpreted as follows:
  - a. "And" indicates that all the connected items, conditions, provisions, or events shall apply.
  - b. "Or" indicates that the connected items, conditions, provisions, or events may apply singly or in any combination.
  - c. "Either...or" indicates that all the connected items, conditions, provisions, or events shall apply singly but not in combination.

### B. DEFINITIONS

The words in the text or illustrations of this ordinance shall be interpreted in accordance with the definitions set forth below. The illustrations and diagrams in this section provide graphic representation of the concept of a definition; the illustration or diagram is not to be construed or interpreted as a definition itself.

1. ABUT. To physically touch or border upon; or to share a common property line.
2. ACCESS. The way by which vehicles shall have ingress to and egress from a land parcel or property and the street fronting along said property or parcel.
3. ACCESS DRIVE. That area within the right-of-way between the pavement edge or curb and the right-of-way line providing ingress and egress to and from a land parcel or property. (See Diagram A)

4. **ACCESSORY.** A subordinate structure, building or use that is customarily associated with, and is appropriately and clearly incidental and subordinate in use, size, bulk, area and height to the primary structure, building, and use, and is located on the same lot as the primary building, structure, or use.

5. **ADMINISTRATOR.** Administrator of the Division of Development Services or his/her appointed representative.

6. **AGRICULTURAL ENTERPRISE.** The land use of farming, cultivation of crops, dairying, pasturage, horticulture, floriculture, viticulture, animal and poultry husbandry, with the necessary, accompanying accessory use(s), building(s), or structure(s) for housing, packing, treating, or storing said products.

7. **ALLEY.** Any public right-of-way which has been dedicated or deeded to and accepted by the public for public use as a secondary means of public access to a lot(s) otherwise abutting upon a public street and not intended for traffic other than public services and circulation to and from said lot(s).

8. **ALTERATION.** Any change in type of occupancy, or any change, addition or modification in construction of the structural members of an existing structure, such as walls, or partitions, columns, beams or girders, as well as any change in doors or windows or any enlargement to or diminution of a structure, whether it be horizontally or vertically.

9. **ATTACHED MULTIFAMILY DWELLING.** See Dwelling, Multifamily Attached.

10. **AWNING.** A roof-like cover, often of fabric, metal or glass designed and intended to either protect from the weather or as a decorative embellishment, and which is supported and projects from a wall or roof of a structure over a window, walk, door, or a similar feature.

11. **BALCONY, EXTERIOR.** An unenclosed platform structure supported by and projecting from the exterior side of a building gaining sole access from said building, and designed and intended for either decorative purposes or lounging, dining, and similar activities.

12. **BASEMENT.** That portion of a building with an interior vertical height clearance of not less than seventy-eight (78) inches and having one-half or more of its interior vertical height clearance below grade level.

13. **BATHHOUSE.** An accessory building of one or more rooms not open to the public, designed and intended for exclusive use by occupant(s) of the primary use and their guest(s) as dressing room(s) and may or may not include sanitary facilities.

14. **BED AND BREAKFAST.** The commercial leasing of bedroom(s) for guest(s) within a private, owner-occupied, one or two family dwelling unit. Such leasing provides temporary accommodations, typically including a morning meal, to overnight guests for a fee. Such leasing may also provide for the temporary accommodation of daytime meetings or receptions for guests for a fee. Such leasing caters largely to tourists and the travelling public.

15. **BOARDING HOUSE.** A community facility, other than hotels, motels, containing accommodation facilities in common where lodging, typically with meals reserved solely for the occupants thereof, is provided for a fee.

16. **BUILDABLE AREA.** The area of a lot remaining after the minimum yard and open space requirements of the applicable zoning ordinance(s) have been met. (See Diagram B).

17. **BUILDING.** Any structure designed or intended for the support, enclosure, shelter, or protection of persons, animals, or property of any kind, having an enclosed space and a permanent roof supported by columns or walls.

18. **BUILDING AREA.** The total ground area, within the lot or project, covered by the primary structure, plus garages, carports and other accessory structures which are greater than eighteen (18) inches above grade level, excluding fences and walls not attached in any way to a roof (See Diagram B).

19. **CABANA.** Same as Bathhouse.

20. **CANOPY.** A roof-like cover, often of fabric, metal, or glass on a support, which is supported in total or in part, from the ground providing shelter over a doorway or outside walk.

21. **CARPORT.** A roofed structure designed and intended to shelter the automotive vehicle(s) of the premises' occupant(s) or owner(s), with at least one (1) side permanently open to the weather.

22. **CLUSTER.** A development design technique that concentrates buildings in specific areas on the site to allow the remaining land to be used for recreation, common open space and preservation of environmentally sensitive features in perpetuity.

23. CLUSTER SUBDIVISION. A form of development for single-family residential subdivisions that permits a reduction in the minimum lot: area, width, setback and open space requirements and to concentrate development in specific areas of the subdivision while also maintaining the same overall density permitted under a conventional subdivision in a given zoning district, and, the remaining land area is devoted to open space, or recreational areas in perpetuity.

24. COLLECTOR STREET. See Street, Collector.

25. COMMISSION. The Metropolitan Development Commission of Marion County, Indiana.

26. COMMITMENT. An officially recorded agreement concerning and running with the land as recorded in the office of the Marion County Recorder.

27. COMPREHENSIVE PLAN. The applicable Comprehensive or Master Plan for Marion County, Indiana, or a segment thereof, adopted by the Metropolitan Development Commission of Marion County, Indiana, pursuant to Chapter 283 of the Acts of the Indiana General Assembly for 1955, and all acts amendatory thereto.

28. CONDITION. An official agreement between the municipality and the petitioner concerning the use or development of the land as specified in the letter of grant of a variance, special exception or approval petition as signed by the Administrator.

29. CONDOMINIUM. A building, group of buildings, or portion thereof, in which units are owned individually, and the structure, common areas, or facilities are owned by all the owners on a proportional, undivided basis.

30. CORNER LOT. See Lot, Corner.

31. COVENANT. A private legal restriction on the use of land contained in the deed, plat and other legal documents pertaining to the property.

32. COVENANT, PAROL. A verbal, binding agreement, made at a public hearing, restricting the use of the land.

33. COVERED OPEN SPACE. See Open Space, Covered.

34. CROWN OF THE STREET. The highest point of pavement between the existing curb lines of a street cross-section, most often at the center line.

35. CUL-DE-SAC. See Street, Cul-De-Sac.

36. CURB CUT. The opening along the curb line, exclusive of handicap ramps, at which point vehicles may enter or leave the street. (See Diagram A).

37. CURB LINE. A line located on either edge of the pavement, but within the right-of-way line. (See Diagram A).

38. DECK. A ground-supported, unenclosed, accessory platform structure, usually constructed of wood, of which any permanent horizontal area(s) of the platform is raised eighteen (18) inches or more above grade level designed and intended for the recreational enjoyment of the occupants and guests of the primary structure or use.

39. DOUBLE DWELLING. Same as Dwelling, Two-family.

40. DRIP LINE. The perimeter of a tree's spread measured to the outermost tips of the branches and extending downward to the ground.

41. DRIVEWAY. Access for vehicular movement to egress/ ingress between the right-of-way of private or public streets and the required building setback line. (See Diagram A).

42. DUPLEX. Same as Dwelling, Two-Family.

43. DWELLING, MANUFACTURED HOME. A unit which is fabricated in one or more modules at a location other than the home site, by assembly-line type production techniques or by other construction methods unique to an off-site manufacturing process. Every module shall bear a label certifying that it is built in compliance with the Federal Manufactured Home Construction and Safety Standards. The unit must have been built after January 1, 1981, have at least 950 square feet of main floor area (exclusive of garages, carports, and open porches), and exceed twenty-three (23) feet in width.

44. DWELLING, MOBILE. A movable or portable unit fabricated in one or more modules at a location other than the home site, by assembly-line type production techniques or by other construction methods unique to



an off-site manufacturing process. The unit is designed for occupancy by one family, and erected or located as specified by Chapter 8, Article III, Division IV of the Code of Indianapolis and Marion County, and which was either:

a) constructed prior to June 15, 1976 and bears a seal attached under Indiana Public Law 135, 1971, certifying that it was built in compliance with the standards established by the Indiana Administrative Building Council; or,

b) constructed subsequent to or on June 15, 1976 and bears a seal certifying that it was built in compliance with the Federal Mobile Home Construction and Safety Standards law.

45. DWELLING, MODULAR HOME. A unit which is fabricated in one or more modules at a location other than the home site, by assembly-line type production techniques or by other construction methods unique to an off-site manufacturing process, designed for occupancy by one family unit. Every module shall bear the seal certified that it was built in compliance with Indiana Public Law 360. The unit must have been built in compliance with the CABO One and Two-Family Dwelling Code.

46. DWELLING, MULTIFAMILY. See Dwelling, Attached Multifamily.

47. DWELLING, ATTACHED MULTIFAMILY. A building for residential purposes with three or more dwelling units, having common or party walls, on a single lot. Each unit is totally separated from the other by an unpierced wall extending from ground to roof or an unpierced ceiling and floor extending from exterior wall to exterior wall, except for a common or individual stairwell(s) exterior to any dwelling unit(s).

48. DWELLING, SINGLE-FAMILY. A site-built building for one dwelling unit.

49. DWELLING, TWO-FAMILY. A building designed exclusively for residential occupancy by two families living independently of each other, which contains two, legally complete, dwelling units. Each unit in a two-family dwelling is completely separated from the other by either; a) an unpierced wall extending from ground to roof; or, b) an unpierced ceiling and floor extending from exterior wall to exterior wall, except for a common stairwell exterior to both dwelling units.

50. DWELLING UNIT. One or more rooms connected together in a residential building or residential portion of a building, which are arranged, designed, used and intended for use by one or more human beings living together as a family and maintaining a common household for owner occupancy or rental or lease on a weekly, monthly, or longer basis; and which includes lawful cooking, eating, sleeping space and sanitary facilities reserved solely for the occupants thereof.

51. ERECT. Activity of constructing, building, raising, assembling, placing, affixing, attaching, creating, or any other way of bringing into being or establishing.

52. EXCAVATION. The breaking of ground, except common household gardening, ground care and agricultural activity.

53. FAMILY. One or more human beings related by blood, marriage, adoption, foster care or guardianship together with incidental domestic servants and temporary, non-compensating guests; or, not more than four (4) human beings not so related, occupying a dwelling unit and living as a single housekeeping unit.

54. FINISHED FLOOR AREA. That portion of floor area constructed, completed and usable for living purposes with normal living facilities which includes sleeping, dining, cooking, sanitary, or combination thereof. A floor area or portion thereof used only for storage purposes and not equipped with the facilities previously identified shall not be considered finished floor area.

55. FLOOR AREA. For one- and two-family dwelling units, the sum of all horizontal surface areas of all floors of all roofed portions of a building enclosed by and within the surrounding exterior walls or roofs, or the center line(s) of party walls separating such buildings or portions thereof. The floor area of a building shall exclude all areas with a vertical height clearance less than seventy-eight (78) inches, exterior open balconies, and open porches.

For attached or detached multifamily dwelling(s), the sum of all horizontal surface areas of all floors of all roofed portions of all buildings enclosed by and within the surrounding exterior walls or roofs, or the center line(s) of party walls separating such buildings or portions thereof.

However, this does not include the following:

- a. all areas with a vertical height clearance less than seventy-eight (78) inches;
- b. all exterior open balconies, and open porches;
- c. floor or basement floor area devoted to off-street parking or loading @PROPOSAL IN = facilities, including aisles, ramps, and maneuvering space;

d. floor or basement floor area provided for recreational uses, @PROPOSAL IN = available to occupants of two or more living units within a project; or

e. basement floor area provided for storage facilities, allocated to serve individual living units within a project.

56. FLOOR AREA RATIO (FAR). The aggregate Floor Area of all stories of all buildings within the project divided by the Land Area.

57. FRONT LOT LINE. See Lot Line, Front.

58. FRONT YARD. See Yard, Front.

59. FRONTAGE. The line of contact of a property with the street right-of-way along a lot line which allows unobstructed, direct access to the property.

60. FRONTAGE, PUBLIC STREET. The line of contact of abutting property with the public street along the front lot line which allows unobstructed direct access @PROPOSAL IN = to the property.

61. FULL CONTROL OF ACCESS. The condition where the right of the owner(s) or occupant(s) of abutting property(ies), or of other persons, to access said property(ies), including the location and connection with public streets, is controlled by public authority. Full control of access gives preference to through vehicular traffic movement, by providing access connections with selected public streets only, and by prohibiting both crossings at grade and direct driveway connections.

62. GAME COURT. A type of recreation facility which consists of an unpaved or paved, accessory, surface area of ground open and essentially unobstructed to the sky, on the same lot as the primary structure, designed and intended for the playing of a recognized sport as an accessory, recreational activity by the occupants and guests of the primary structure, which may include fencing, screening, nets, goals, or other necessary appurtenances required for the recreational use.

63. GARAGE, RESIDENTIAL. A building accessory to a residential use, or an enclosed area attached or integrated into a residential building, which is primarily designed and intended to be used for the storage of the private vehicle(s) for the occupant(s) of said residence and is not a separate commercial enterprise available to the general public.

64. GAZEBO. A roofed, ground-supported, unenclosed, accessory platform structure, usually constructed of wood, stone, brick, or metal designed and intended for the recreational enjoyment of the occupants and guests of the primary structure or use.

65. GRADE, ESTABLISHED STREET. The crown elevation of a street pavement level abutting the property as fixed by the appropriate government agency(ies).

66. GRADE LEVEL. The lowest point of elevation of the finished (Adjacent ground surface of the ground, paving or sidewalk and elevation) similar surface improvements within the area between the exterior walls of a primary building or structure and the property line, or when the property line is more than ten (10) feet from said walls, between said walls and a line ten (10) feet away from and paralleling said walls.

67. GROSS ACRE. A horizontal measure of land area equal to 43,560 square feet.

68. GROUND COVER. Low-growing plants less than eighteen (18) inches in height with a spreading growth habit, such as grasses, vines, flowers, or a similar feature.

69. GROUND FLOOR. That story which contains finished floor area closest to but not below grade level. In cases in which the only story with finished floor area is below grade level, that story with finished floor area closest to grade level shall be considered the ground floor.

70. GROUP HOME. A residential facility licensed by the Community Residential Facilities Council, or its successor in authority in accordance with law, and defined per Indiana Code 16-13-21.

71. HANDICAP RAMP. Same as Pedestrian Ramp.

72. HARD-SURFACED. Quality of an outer area being solidly constructed of pavement, brick, paving stone, tile, wood, or a combination thereof.

73. HEDGE. A row or rows of closely planted shrubs, bushes, or combination thereof creating a vegetative barrier.

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74. **HEIGHT, BUILDING.** The vertical distance above a reference line measured to the highest point of the coping of a flat roof or to the deck line of a mansard roof or to the height of the highest gable of a pitched or hipped roof. The reference line shall be selected by either of the following, whichever yields a greater building height:

a) the elevation of the highest adjoining sidewalk or ground surface within a ten (10) foot horizontal distance from and paralleling the exterior wall of the building or structure when said sidewalk or ground surface is not more than ten (10) feet above lowest grade; or

b) An elevation ten (10) feet higher than the lowest grade when said sidewalk or ground surface is more than ten (10) feet above the lowest grade.

75. **HELIPORT.** An area of land, water or structural surface which is used, or intended for use, for the lawful landing and takeoff of helicopters, and any appurtenant areas which are used, or intended for use for heliport buildings and auxiliary facilities, such as, parking areas, waiting rooms, fueling, storage and maintenance equipment areas.

76. **HELISTOP.** An area of land, water or structural surface which is used, or intended for use, for the landing and takeoff of helicopters, without the provision of fueling, repair, maintenance or storage facilities.

77. **HOME OCCUPATION.** An occupation or business activity carried on within:

a) a legally established dwelling unit, or;

b) an associated accessory structure (in those cases where the business activity is a legally established nonconforming occupation which occupies such associated accessory structure), by a resident of said dwelling, where the occupation or business activity is clearly incidental and subordinate to the residential use and does not alter the character thereof.

78. **HOSPITAL.** An institution housed in a building, group of buildings or portion thereof, providing primary health services and psychological, medical or surgical care to persons, primarily inpatients, suffering from illness, disease, injury, deformity and other physical or mental conditions, and including as an integral part of the institution, related facilities such as laboratories, outpatient or training facilities.

79. **HOTEL.** Any building or group of buildings, containing guest rooms without direct access to the outside, designed or intended to be occupied for sleeping purposes by guests for a fee with general kitchen and dining room facilities provided within the building or an accessory building, and which caters to the travelling public.

80. **INTERIOR ACCESS DRIVE.** A minor, private or public street providing access within the boundaries of a project beginning at the required setback line. (See Diagram A).

81. **INTERIOR ACCESS DRIVEWAY.** Access for vehicular movement to egress/ingress between interior access drives connecting two (2) or more projects or land parcels. (See Diagram A).

82. **LAND AREA.** The total horizontal area within the project boundaries, plus the area of half of any abutting alley or street rights-of-way.

83. **LANDSCAPING.** Any combination of sculpture, fountains, pools, and walkways with substantial living vegetation, such as trees, shrubs, ground cover, thickets with grasses planted, preserved, transplanted, maintained and groomed to develop, articulate and enhance the aesthetic quality of the area as well as provide erosion, drainage and wind control.

84. **LEGALLY ESTABLISHED NONCONFORMING BUILDING OR STRUCTURE.** Any continuous, lawfully established building or structure erected or constructed prior to the time of adoption, revision or amendment, or granted variance of the zoning ordinance, but which fails, by reason of such adoption, revision, amendment or variance, to conform to the present requirements of the zoning district.

85. **LEGALLY ESTABLISHED NONCONFORMING USE.** Any continuous, lawful land use having commenced prior to the time of adoption, revision or amendment of a zoning ordinance, but which fails, by reason of such adoption, revision, amendment, or variance to conform to the present requirements of the zoning district.

86. **LIVABILITY SPACE.** The Open Space minus the Vehicle Area within the Open Space.

87. **LIVABILITY SPACE RATIO (LSR).** The Livability Space divided by the Floor Area.

88. **LOCAL STREET.** See Street, Local.

89. **LOT.** A piece, parcel, plot or tract of land designated by its owner or developer to be used, developed or built upon as a unit under single ownership or control and occupied or intended for occupancy by a use permitted

in the zoning ordinances for Marion County, Indiana, including one (1) or more main buildings, accessory uses thereto and the required yards as provided for the zoning ordinances of Marion County, Indiana and may consist of:

- a. A single lot of record; or
- b. A portion of a lot of record; or
- c. A combination of complete lots of record, or complete lots of record and portions of lots of record, or of portions of lots of record.

A lot may or may not coincide with a lot of record. For purpose of this definition, the ownership of a lot is further defined to include:

- a. The person(s) who holds either fee simple title to the property or is a life tenant as disclosed in the records of the township assessor;
- b. A contract vendee;
- c. A long-term lessee (but only if the lease is recorded among the records of the County Recorder and has at least twenty-five (25) years remaining before its expiration at the time of applying for a permit) (See Diagram C).

90. LOT AREA. The area of a horizontal plane bounded on all sides by the front, rear, and side lot lines that is available for use or development and does not include any area lying within the right-of-way of any public or private street or easement for surface access ingress or egress into the subject lot or adjoining lots.

91. LOT, CORNER. A lot abutting upon two or more streets at their intersections, or upon two parts of the same street forming an interior angle of less than 135 degrees. (See Diagram C).

92. LOT, THROUGH. A lot which fronts upon two parallel streets, or which fronts upon two streets which do not intersect at the boundaries of the lot. (See Diagram C).

93. LOT LINE. The legal boundary of a lot as recorded in the office of the Marion County Recorder.

94. LOT LINE, FRONT. The lot line(s) separating the lot from street rights-of-way; in the case of a corner lot, both lot lines separating the lot from the street rights-of-way shall be considered front lot lines; or, in the case of a through lot, the lot line which most closely parallels the primary entrance of the primary structure shall be considered the front lot line. (See Diagram B).

95. LOT LINE, REAR. A lot line which is opposite and most distant from the front lot line, or in the case of a triangularly shaped lot, a line ten (10) feet in length within the lot, parallel to and at the maximum distance from the front lot line.

96. LOT LINE, SIDE. Any lot line not designated as a front or rear lot line.

97. LOT OF RECORD. A lot which is part of a subdivision or a lot or a parcel described by metes and bounds, the description of which has been so recorded in the office of the Recorder of Marion County, Indiana. A Lot of Record is not necessarily a piece, parcel, plot or tract designated or used for single ownership.

98. MAIN FLOOR AREA. The area of a horizontal plane fully bound by the exterior walls of the primary building or structure of the floor surface at or above grade level exclusive of vent shafts, decks, garages, uncovered or covered open space.

99. MAJOR LIVABILITY SPACE. The total area in a project provided for outdoor recreation, relaxation, amusement, pleasure and for similar use within the project, which area may or may not be improved; however, all livability space countable for purposes of computing the Major Livability Space Ratio shall be at least twenty (20) feet away from any ground floor residential wall containing one or more windows and shall have a minimum linear dimension averaging eighty (80) feet, except that an area of lesser dimension is countable if:

- a. the total required Major Livability Space is less than 6,400 square feet, or
- b. the shape or topography of the site alone prevents compliance with the minimum dimensions.

100. MAJOR LIVABILITY SPACE RATIO (MLSR). The total Major Livability Space of countable size divided by the aggregate Floor Area.

101. MANUFACTURED HOME. See Dwelling, Manufactured Home.

102. MARGINAL ACCESS STREET. See Street, Marginal Access.



103. **MINI-BARN.** A freestanding, completely enclosed, accessory building constructed of stone, brick, metal or wood designed with a rural character and intended for the storage of personal property solely of the occupants of the primary use on the lot. (See also Shed).

104. **MINOR EMERGENCY REPAIRS.** Those maintenance repairs necessitating immediate solution yet not posing an immediate life-safety hazard, nor altering the existing character of the structure (See Alteration).

105. **MOBILE DWELLING.** See Dwelling, Mobile.

106. **MOBILE DWELLING PROJECT.** See Project, Mobile Dwelling.

107. **MODULAR HOME.** See Dwelling, Modular Home.

108. **MOTEL.** Any building or group of buildings, containing guest rooms, with at least twenty-five percent (25%) of all rooms having direct access to the outside without the necessity of passing through the main lobby of the building(s), designed or intended to be occupied for sleeping purposes by guests for a fee and where general kitchen and dining room facilities may be provided within the building or an accessory building, and which caters to the travelling public.

109. **MULCH.** A protective covering of vegetative substances placed around plants to prevent evaporation of moisture, freezing, and to control weeds.

110. **MULTI-FAMILY DWELLING.** See Dwelling, Multifamily.

111. **OFF-STREET.** A location completely on private land, and completely off of public rights-of-way, alleys and any interior surface access easement for ingress and egress.

112. **OPEN PORCH.** An unenclosed structure, open to the sky, supported from the ground and attached to or a part of a building at the area of entrance or exit to said building facilitating access to said building from the ground.

113. **OPEN SPACE.** The total horizontal area of all Uncovered Open space plus one-half of the total horizontal area of all Covered Open Space.

114. **OPEN SPACE, COVERED.** All exterior space within the project, which is open and exposed to the weather, but not open above to the sky. It includes porches, carports, covered exterior balconies and exterior spaces covered by portions of buildings.

115. **OPEN SPACE, UNCOVERED.** In D-6, D-6II, D-7, D-8, D-9, D-10 and D-11 Districts: The Land Area, minus the Building Area, plus the Usable Roof Area. In D-A, D-S, D-1, D-2, D-3, D-4, D-5, D-SII and D-12 Districts; and D-8 Single- and Two-Family Dwellings: The Lot Area, minus the Building Area.

116. **OPEN SPACE RATIO.** The Open Space divided by the Floor Area.

117. **PARKING AREA.** An area of paving other than an open exhibition or display area, not inclusive of interior access drives, driveways, interior access driveways and access drives intended for the temporary storage of automotive vehicles including parking spaces and the area of access for the egress/ingress of automotive vehicles to and from the actual parking space. (See Diagram A).

118. **PARKING SPACE.** An off-street portion of the Parking Area, which shall be used only for the temporary placement of an operable vehicle. (See Diagram A).

119. **PART-TIME.** A period of at least 25% less than a regular or customarily full schedule of a specific activity, such as employment.

120. **PARTIAL CONTROL OF ACCESS.** The condition where the right of the owner(s) or occupant(s) of abutting property(ies), or of other persons, to access said property(ies), including the location and connection with public streets, is controlled by public authority. Partial control of access gives preference to through vehicular traffic movement to a degree that, in addition to access connections with selected public streets, there may be crossings at grade and some driveway connections.

121. **PATIO.** A hardsurfaced area accessory to the primary structure or use of which the horizontal area is at grade level with at least one (1) side open to the weather and essentially unobstructed to the sky. This area is specifically designed and intended for the recreational enjoyment of the occupants and guests of the primary structure or use and not designed or intended for use by automotive vehicles. (See also Deck.)

122. **PATIO, COVERED.** A hardsurfaced area accessory to the primary structure or use of which the horizontal area is at grade level with at least one (1) side open to the weather and permanently roofed or similarly

covered. This area is specifically designed and intended for the recreational enjoyment of the occupants and guests of the primary structure or use and not designed or intended for use by automotive vehicles.

123. **PAVED-STAND.** A permanent area specifically designed and intended for the location, securing, and use of a mobile dwelling on a non-temporary basis encompassing completely the area immediately below or covered by such dwelling including necessary plumbing, power, and other utility installations. The mobile dwelling's foundation, consisting of runners, ribbons or piers, usually made of concrete for the purpose of blocking the dwelling, are within this area.

124. **PAVEMENT.** A layer of concrete, asphalt or coated macadam used on street, sidewalk, or airport surfacing.

125. **PAVING.** See Pavement.

126. **PEDESTRIAN RAMP.** An inclined access opening along the curbline at which point pedestrians, unassisted or assisted by a wheelchair, walker or similar feature, may enter or leave the street; or, an incline providing pedestrians, unassisted or assisted by a wheelchair, walker or similar feature, access from the ground to an elevated surface.

127. **PERIMETER YARD.** See Yard, Perimeter.

128. **PERMITTED USE.** Any use allowed in a zoning district and subject to the restrictions applicable to that zoning district.

129. **PLAT.** An officially recorded map, as recorded in the office of the Marion County Recorder, or a map intended to be recorded indicating the subdivision of land including, but not limited to, boundaries and locations of individual properties, streets, and easements.

130. **PORCH.** A roofed structure with at least one side exposed to the weather, supported from the ground and attached to or part of a building at the area of entrance or exit to said building.

131. **PORTE-COCHERE.** A roofed, sheltering structure supported from the ground and attached to or a part of a building, which projects over an entrance/- exit, walkway, driveway, or similar feature.

132. **PRIMARY BUILDING.** The building in which the permitted primary use of the lot is conducted.

133. **PRINCIPAL HOMESTEAD.** The dwelling unit in which the primary users of the agricultural enterprise reside.

134. **PROJECT.** A lot or parcel of contiguous land to be developed for a use or uses permitted in the D-6, D-611, D-7, D-8, D-9, D-10, D-11 Dwelling Districts, which at the time of development is under one ownership or control, and subsequently may be subdivided, developed, or conveyed into smaller lots or parcels.

135. **PROJECT BOUNDARIES.** The perimeter lot lines encompassing the entire project as indicated in the office of the Marion County Recorder.

136. **PROJECT, MOBILE DWELLING.** An area of contiguous land separated only by a street(s) upon which three (3) or more mobile dwellings are designated spaces or lots for the purpose of being occupied as primary residences and includes all real and personal property used in the operation of said mobile dwelling project OR, an area of contiguous land separated only by a street, that is subdivided and contains individual lots which are or intended to be sold, leased or similarly contracted for the purpose of being occupied as a primary residence, is a mobile dwelling project if three (3) or more lots or sites are designated specifically to accommodate mobile dwellings.

137. **PUBLIC STREET FRONTAGE.** See Frontage, Public Street.

138. **REAR YARD.** See Yard, Rear.

139. **RECREATION FACILITY.** A place, area or structure designed and equipped for the conduct of sport, leisure time activities and other customary and usual recreational activities.

140. **RECREATION FACILITY, COMMERCIAL.** A recreation facility operated as a for profit business and open to the public for a fee.

141. **RECREATION FACILITY, PERSONAL.** A recreation facility provided as an accessory use on the same lot as the principal permitted use and designed to be used primarily by the occupants of the principal use and their guests without a fee.

142. **RECREATION FACILITY, PRIVATE.** A recreation facility operated by a nonprofit organization, and open only to bona fide members and guests of such nonprofit organization.

143. **RECREATION FACILITY, PUBLIC.** A recreation facility operated by a governmental agency and open to the general public.

144. **RECREATIONAL VEHICLE.** A self-propelled or towed vehicle designed and intended specifically for temporary living, travel, and leisure activities, including but not limited to boats, motor homes, travel trailers, and camping trailers.

145. **RELIGIOUS USE.** A land use and all buildings and structures associated therewith devoted primarily to the purpose of divine worship together with reasonably related accessory uses, which are subordinate to and commonly associated with the primary use, which may include but are not limited to, educational, instructional, social or residential uses.

146. **RESIDENTIAL IN CHARACTER.** Possessing the architectural features, traits and qualities indicating or constituting those distinguishing attributes of a residence, such as height, bulk, materials, detailing and similar features.

147. **RIGHT-OF-WAY.** Specific and particularly described land, property, or interest therein devoted to and subject to the lawful use, typically as a thoroughfare of passage of pedestrians, vehicles, or utilities, as officially recorded by the office of the Marion County Recorder.

148. **RIGHT-OF-WAY, PUBLIC.** Specific and particularly described strip of and, property, or interest therein dedicated to and accepted by the municipality to be devoted to and subject to use by the general public for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the office of the Marion County Recorder.

149. **RIGHT-OF-WAY, PRIVATE.** Specific and particularly described strip of privately-held land devoted to and subject to use for general transportation purposes or conveyance of utilities whether or not in actual fact improved or actually used for such purposes, as officially recorded by the office of the Marion County Recorder.

150. **SATELLITE DISH ANTENNA.** A device incorporating a reflective surface that is solid, open mesh, or bar configured and is in the shape of a shallow dish, cone or horn. Such device shall be used to transmit or receive radio or electromagnetic waves between terrestrially or orbitally based devices.

151. **SETBACK.** The minimum horizontal distance established by ordinance between a proposed right-of-way line or a lot line and the setback line. (See Diagram B).

152. **SETBACK LINE.** A line that establishes the minimum distance a building, structure, or portion thereof, can be located from a lot line or proposed right-of-way line. (See Diagram B).

153. **SHED.** A freestanding, completely enclosed, accessory building, designed and intended for the storage of personal property solely of the occupants of the primary use on the lot. (See also Mini-Barn.)

154. **SHRUB.** A woody plant of relatively low height branching from the base not exceeding ten to twelve (10-12) feet in height.

155. **SIDE YARD.** See Yard, Side.

156. **SIDEWALK.** A hardsurfaced walk or raised path along and paralleling the side of the street for pedestrians.

157. **SINGLE-FAMILY DWELLING.** See Dwelling, Single-family.

158. **SKIRTING.** The rigid physical attachments to a mobile dwelling designed and intended to completely screen, shelter, and protect the unit's base and entire area between the unit's floor surface and the ground surface, which includes, but not limited to, all electrical and plumbing conduits, insulation material, and undercarriage.

159. **SITE PLAN.** The development plan, drawn to scale, for one or more lots on which is shown the existing and proposed location and conditions of the lot as required by ordinance, in order that an informed decision can be made by the approving authority.

160. **STORAGE AREA.** An area designated, designed and intended for the purpose of reserving personal property for a future use and distinguished from areas used for the display of property intended to be sold or leased.

161. **STORAGE ROOM.** An enclosed area integrated into and sharing common or party wall or walls within a primary building, while designed and intended for the purpose of reserving personal property for a future use.

162. **STORY.** That part of a building, with an open height of no less than seventy-eight inches (78"), except a mezzanine, included between the upper surface of one floor and the lower surface of the next floor, or if there is no floor above, then the ceiling next above. A basement shall constitute a story only if it provides finished floor area.



163. **STREET, COLLECTOR.** A street primarily designed and intended to carry vehicular traffic movement at moderate speeds (e.g. 35 mph) between local streets, collectors, and arterials with direct access to abutting property(ies). (See Diagram D).

164. **STREET, CUL-DE-SAC.** A street having only one open end and being permanently terminated by a vehicle turn around. (See Diagram D).

165. **STREET, EXPRESSWAY.** A street so designated by the Official Thoroughfare Plan for Marion County, as amended, primarily designed and intended to carry and channelize high volumes of vehicular traffic movement at relatively high speeds (e.g. 45 mph) with partial control of access. The function of an expressway is primarily to move traffic rather than to serve abutting property(ies). Access control on an expressway is characterized by medians, marginal access streets and selective intersection location.

166. **STREET, FREEWAY.** A street so designated by the Official Thoroughfare Plan for Marion County, as amended, primarily designed and intended to carry and channelize high volumes of vehicular traffic movement at high speeds (e.g. 55 mph) with full control of access. The primary function of a freeway is the movement of traffic, particularly long trips made within or through the county.

167. **STREET, LOCAL.** A street primarily designed and intended to carry low volumes of vehicular traffic movement at low speeds (e.g. 20 to 30 mph) within the immediate geographic area with direct access to abutting property(ies). (See Diagram D).

168. **STREET, MARGINAL ACCESS.** A local street with control of access auxiliary to and located on the side of an arterial, thoroughfare, expressway, or freeway for service to abutting property(ies). (See Diagram D).

169. **STREET, PARKWAY.** Any street serving through vehicular traffic and equal to or more than 5,280 feet in length, with partial control of access thereto, the adjoining land on one or both sides of which is predominantly dedicated or used for park purposes, and shall conform to the Comprehensive Plan and Thoroughfare Plan. Partial control of access to a parkway permits access connections only at street intersections.

170. **STREET, PRIMARY ARTERIAL.** A street so designated by the Official Thoroughfare Plan for Marion County, as amended, primarily designed and intended to expedite and channelize high volumes of vehicular traffic movement at moderate speeds (e.g. 35 to 45 mph) between arterials, expressways, and freeways with partial control of access. The function of a primary arterial is primarily to move traffic rather than to serve abutting property(ies).

171. **STREET, PRIVATE.** A privately-held right-of-way, with the exception of alleys, essentially open to the sky and open to the general public for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a right-of-way for said purposes. A private street may be comprised of pavement, shoulders, curbs, sidewalks, parking space, and similar features.

172. **STREET, PUBLIC.** A publicly dedicated, accepted and maintained right-of-way, with the exception of alleys, essentially open to the sky and open to the general public for the purposes of vehicular and pedestrian travel affording access to abutting property, whether referred to as a street, road, expressway, arterial, thoroughfare, highway, or any other term commonly applied to a public right-of-way for said purposes. A public street may be comprised of pavement, shoulders, gutters, curbs, sidewalks, parking space, and similar features.

173. **STREET, SECONDARY ARTERIAL.** A street so designated by the Official Thoroughfare Plan for Marion County, as amended, primarily designed and intended to expedite medium to high volumes of vehicular traffic movement at moderate speeds (e.g. 35 to 45 mph) between collectors, arterials, expressways, freeways, and abutting property(ies) with partial control of access. Secondary arterials carry a higher percentage of short trips than do primary arterials.

174. **STRUCTURE.** A combination or manipulation of materials to form a construction, erection, alteration or affixation for use, occupancy, or ornamentation, whether located or installed on, above, or below the surface of land or water.

175. **SUBDIVISION.** The division of any parcel of land shown as a unit, as part of a unit or as contiguous units, on the last preceding transfer of ownership thereof, into 2 or more parcels or lots, for the purpose, whether immediate or future, of transfer of ownership or building development, provided however, that the division of land into parcels of more than 3 acres, not involving any new streets or easements of access, and the transfer or exchange of parcels between adjoining landowners, if such transfer or exchange does not create additional building lots, shall not constitute a subdivision for purposes of this ordinance.

176. **TEMPORARY USE.** An impermanent land use established for a limited and fixed period of time with the intent to discontinue such use upon the expiration of the time period.



177. **TERRACE.** An open, raised bank or banks of earth having vertical or sloping side(s) and a horizontal top.

178. **THOROUGHFARE.** A street primarily serving thorough vehicular traffic, including freeways, expressways, primary thoroughfares, and secondary thoroughfares as designated by the Thoroughfare Plan, adopted as 71-AO-4, as amended.

179. **THOROUGHFARE PLAN.** The applicable segment of the Comprehensive or Master Plan for Marion County, Indiana, adopted by the Metropolitan Development Commission of Marion County, Indiana, pursuant to Chapter 283 of the Acts of the Indiana General Assembly for 1955, and all acts amendatory thereto, which sets forth the location, alignment, dimensions, identification and classification of freeways, expressways, parkways, primary thoroughfares, secondary thoroughfares, or other public ways as a plan for the development, redevelopment, improvement, and extension and revision thereof.

180. **THROUGH LOT.** See Lot, Through.

181. **TOTAL CAR RATIO (TCR).** The total number of parking spaces divided by the number of dwelling units.

182. **TOTAL FLOOR AREA.** The aggregate floor area of all stories of the primary buildings or structures.

183. **TRASH ENCLOSURE.** An accessory structure enclosed on all sides, possessing a solid, securable door or gate for access designed and intended to completely screen and protect waste receptacles from view on all sides, and to prevent waste debris from dispersal outside the receptacles or enclosure.

184. **TREE SURVEY.** An inventory of all trees on a lot or project prior to any site development preparation, identifying species, location, caliper, and drip-line of trees.

185. **TWO-FAMILY DWELLING.** See Dwelling, Two-family.

186. **UNCOVERED OPEN SPACE.** In D-6, D-6II, D-7, D-8, D-9, D-10, D-11 and D-12 Districts: The Land Area, minus the Building Area, plus the Usable Roof Area. In D-A, D-S, D-1, D-2, D-3, D-4, D-5, D-5II, D-8, and D-12 Districts: The Lot Area, minus the Building Area.

187. **UNDERGROUND STOREROOM.** An accessory structure which is at least seventy-five (75) percent subterranean, utilized for storage of personal property or a temporary shelter for people, such as a fallout shelter.

188. **UNIT.** A single, complete entity.

189. **USABLE ROOF AREA.** The total roof area, within the project or residential buildings, garages and accessory buildings which has been improved for outdoor uses of occupants. Roof areas used for the storage of automotive vehicles are included.

190. **VEHICLE AREA.** Uncovered or covered area used for vehicular traffic, maneuvering and parking. Included are all parking areas, driveways, interior access drives and rights-of-way of all streets and alleys within the project, plus the area of half of any abutting alley or street rights-of-way.

191. **WALKWAY.** A hardsurfaced walk or raised path for pedestrians.

192. **YARD, FRONT.** An open space unobstructed to the sky, extending fully across the lot while situated between the front lot line and a line parallel thereto, which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line. (See Diagram B).

193. **YARD, INTERIOR.** An open space unobstructed to the sky, extending fully across the mobile dwelling site while situated between the edge of pavement of the street or interior access drive and a line paralleling thereto, which passes through the nearest point of any building or structure and terminates at the intersection of the individual mobile dwelling site's boundary lines.

194. **YARD, PERIMETER.** A required yard of a project, in addition to front, rear and side yards, situated between and extending along the project boundary and an interior line paralleling thereto. The width of said yard shall be determined by the applicable zoning district zoning classification of the ordinance. (See Diagram E).

195. **YARD, REAR.** An open space unobstructed to the sky extending fully across the lot situated between the rear lot line and a parallel thereto which passes through the nearest point of any building or structure and terminates at the intersection of any side lot line. (See Diagram B).

196. **YARD, SIDE.** An open space unobstructed to the sky extending the length of the lot situated between a side lot line and a line parallel thereto which passes through the nearest point of any building or structure and

terminates at the point of contact with any rear or front yards or any lot line, whichever occurs first. (See Diagram B).

### CHAPTER III SEVERABILITY

#### SECTION 3.00. SEVERABILITY, EMERGENCY CLAUSE, ATTESTATION.

If any section, subsection, paragraph, subparagraph, clause, phrase, word, provision or portion of this ordinance shall be held to be unconstitutional or invalid by any court of competent jurisdiction, such holding or decision shall not affect or impair the validity of this ordinance as a whole or any part thereof, other than the section, subsection, paragraph, subparagraph, clause, phrase, word, provision or portion so held to be unconstitutional or invalid.

SECTION 3. The Marion County Master Plan Permanent Zoning Ordinance, as adopted on November 12, 1948 and subsequently amended, is hereby repealed.

SECTION 4. If any provision or clause of this ordinance or the application thereof to any person or circumstance is held to be unconstitutional or otherwise invalid by any court of competent jurisdiction, such decision shall not affect other ordinance provisions or clauses or applications thereof which can be implemented without the unconstitutional or invalid provision, clause or application, and to this the provisions and the clauses of this ordinance are declared to be severable.

SECTION 5. The various sections of this ordinance shall take effect as follows:

(a) SECTION 1 of this ordinance shall be effective upon adoption of this ordinance in accordance with I.C. 36-7-607.

(b) SECTION 2 of this ordinance shall be effective upon adoption of this ordinance in accordance with I.C. 36-7-607, except for that portion of the text of the Dwelling Districts Zoning Ordinance contained in SECTION 2 of this ordinance designated as SECTION 2.01 D-A DWELLING AGRICULTURAL DISTRICT REGULATIONS, which shall take effect as provided in subsection (c) hereof.

(c) That portion of the text of the Dwelling District Zoning Ordinance contained in SECTION 2 of this ordinance and designated as SECTION 2.01 D-A DWELLING AGRICULTURAL DISTRICT REGULATIONS, shall take effect only upon the adoption of an ordinance pursuant to I.C. 36-7-4-602(c) and 36-7-4-608 which changes the zone maps for Marion County by rezoning all parcels of land within the county currently zoned to the A, A-1, A-2, and F classifications to the D-A classification.

(d) SECTION 3 of this ordinance shall take effect only upon the adoption of an ordinance pursuant to I.C. 36-7-602(c) and 36-7-4-608 which changes the zone maps for Marion County by rezoning all parcels of land within the county currently zoned to the A, A-1, A-2 and F classifications to the D-A classification.

(e) Subsections (c) and (d) hereof shall be construed so that the provisions of this ordinance affected thereby shall take effect simultaneously with the effectiveness of the ordinance changing the zone maps referred to therein.

(f) SECTION 4 of this ordinance shall be effective upon adoption of this ordinance in accordance with I.C. 36-7-607, provided that its provisions shall also be effective with respect to the provisions contained in Section 2 and 3 which are effective pursuant to Section 5 hereof upon the effective dates of those provisions of those sections.

SECTION 6. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-1425.

PROPOSAL NO. 603, 1989. Councillor McGrath reported that the Rules and Policy Committee heard Proposal No. 603, 1989, on November 14, 1989. The proposal amends the Code, Chapter 2, Administration, by adding a new Section 2-452, dealing with bad check charges. By a 5-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor McGrath stated that in prior years city and county government charged \$15 for each bad check they received, which was based upon state statute. Under a recent change in the statute, the General Assembly indicated that each county who wished to adopt the new guidelines of increasing the fee to \$20 per check would need to pass appropriate legislation. Proposal No. 603, 1989 was amended in committee by adding two words, "...up to \$20...". Councillor McGrath moved, seconded by Councillor

Dowden, for adoption. Proposal No. 603, 1989, was adopted on the following roll call vote; viz:

*19 YEAS: Clark, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Jones, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

*3 NAYS: Boyd, Cottingham, Williams*

*7 NOT VOTING: Borst, Brooks, Dumil, Hawkins, Howard, Irvin, Moriarty*

Proposal No. 603, 1989, was retitled GENERAL ORDINANCE 101, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 101, 1989

A GENERAL ORDINANCE amending Chapter 2, Administration, of the "Code of Indianapolis and Marion County, Indiana".

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Chapter 2 of the "Code of Indianapolis and Marion County, Indiana," is hereby amended by adding Section 2-452 and inserting the language underscored as follows:

Sec. 2-452. Bad Check Charges.

All County offices and agencies, township assessors, and City departments may charge a service charge of up to twenty dollars (\$20) to the maker of any check, draft, or order which is refused or dishonored by a drawee credit institution due to insufficient funds in the maker's account with the drawee credit institution.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 605, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 605, 1989, on November 14, 1989. The proposal concerns court costs and fines. By a 5-0 vote, the Committee reported the proposal to the Council of action without recommendation.

Councillor Cottingham reported that the Marion County Circuit Court Clerk has been aware of the problem of fines for quite some time and has gone through an audit with the Exit Committee of the State Board of Accounts. The Clerk is not at liberty to discuss the results until after the Exit Committee arrives at a decision. Since there has been no determination made by the State Board of Accounts, the Committee took no action on the proposal.

Councillor Williams thanked the County and Townships Committee for conducting an inquiry into the situation and hopes that when the State Board of Accounts makes their decision, there will be another inquiry into the matter.

There was a unanimous voice vote to accept the report from the Committee.

**SPECIAL ORDERS - PUBLIC HEARING**

PROPOSAL NO. 495, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 495, 1989, on November 14, 1989. The proposal appropriates \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.



The President called for public testimony at 9:10 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Holmes, for adoption. Proposal No. 495, 1989, was adopted on the following roll call vote; viz:

22 YEAS: Boyd, Brooks, Clark, Cottingham, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West, Williams

0 NAYS

7 NOT VOTING: Borst, Coughenour, Dumil, Golc, Moriarty, Solenberg, Strader

Proposal No. 495, 1989, was retitled FISCAL ORDINANCE 117, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 117, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (o) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs.

SECTION 2. The sum of Eight Hundred Thousand Dollars (\$800,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DECATUR TOWNSHIP ASSESSOR

- 3. Other Services & Charges
- 4. Capital Outlay
- TOTAL INCREASE

PROPERTY REASSESSMENT  
FUND

\$650,000  
150,000  
\$800,000

SECTION 4. The said additional appropriations are funded by the following

PROPERTY REASSESSMENT  
FUND

- Unappropriated and Unencumbered
- Property Reassessment Fund
- TOTAL REDUCTION

\$800,000  
\$800,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 540, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 540, 1989, on October 11, 1989. The proposal appropriates \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program. By a 4-3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden asked that the proposal be postponed until December 4, 1989. Without objection, Proposal No. 540, 1989, was postponed.

PROPOSAL NO. 580, 1989. The proposal appropriates \$210,000 for the County Sheriff to pay additional salaries requested by contractual settlements made after passage of the 1989 budget. Councillor Dowden reported that the Public Safety and Criminal Justice Committee has not heard Proposal No. 580, 1989, and asks that the



November 20, 1989

proposal be postponed to time uncertain. Without objection, Proposal No. 580, 1989, was postponed.

PROPOSAL NO. 601, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 601, 1989, on November 15, 1989. The proposal appropriates \$50,000 for the Marion County Justice Agency to support the project titled "On-Bench Automated Generation and Filing of Standard Court Orders," which will develop, implement and evaluate on-line orders within the criminal courts. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

The President called for public testimony at 9:13 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 601, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

1 NAY: *Williams*

2 NOT VOTING: *Dumil, Solenberg*

Proposal No. 601, 1989, was retitled FISCAL ORDINANCE 118, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 118, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (cc) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Marion County Justice Agency to support the project titled "On-Bench Automated Generation and Filing of Standard Court Orders," which will develop, implement and evaluate on-line orders within the criminal courts of Marion County.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

<u>MARION COUNTY JUSTICE AGENCY</u>	<u>STATE AND FEDERAL GRANT FUND</u>
3. Other Services & Charges	\$32,600
4. Capital Outlay	17,400
TOTAL INCREASE	\$50,000

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>STATE AND FEDERAL GRANT FUND</u>
Unappropriated and Unencumbered	
State and Federal Grant Fund	\$50,000
TOTAL REDUCTION	\$50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

## SPECIAL ORDERS - FINAL ADOPTION

PROPOSAL NO. 577, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 577, 1989, on November 14, 1989. The proposal transfers and appropriates \$4,600 for the Center Township Assessor to purchase a PC printer, software for payroll, personnel attendance records and other budget related matters. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 577, 1989, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

3 NOT VOTING: Durnil, Schneider, Solenberg

Proposal No. 577, 1989, was retitled FISCAL ORDINANCE 119, 1989, and reads as follows:

### CITY-COUNTY FISCAL ORDINANCE NO. 119, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Six Hundred Dollars (\$4,600) in the County General Fund for purposes of the Center Township Assessor and reducing certain other appropriations for that office.

### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (N) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Center Township Assessor to purchase a PC printer, software for payroll, personnel attendance records and other budget related matters.

SECTION 2. The sum of Four Thousand Six Hundred Dollars (\$4,600) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>CENTER TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$4,600
TOTAL INCREASE	\$4,600

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>CENTER TOWNSHIP ASSESSOR</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$4,600
TOTAL REDUCTION	\$4,600

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 583, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 583, 1989, on November 15, 1989. The proposal amends the Code by authorizing intersection controls at Chesapeake and Scioto Streets. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 583, 1989, was adopted on the following roll call vote; viz:

November 20, 1989

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, Williams*

0 NAYS

3 NOT VOTING: *Dumil, Solenberg, West*

Proposal No. 583, 1989, was retitled GENERAL ORDINANCE 102, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 102, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 6	Chesapeake St. & Scioto St.	None	None

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
25, Pg. 6	Chesapeake St. & Scioto St.	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 596, 1989. Councillor Rhodes stated that he was not present at the Committee meeting and that Councillor Coughenour would make the report. Councillor Coughenour reported that the Administration Committee heard Proposal No. 596, 1989, on November 13, 1989. The proposal appropriates \$110,000 for the Department of Administration, Central Equipment Management, for preparation of vehicles for auction and for contractual towing services as well as for Riverside Tire Shop's modifications. By a 4-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Proposal No. 596, 1989 was amended in Committee by deleting the \$50,000 to remodel the Riverside Tire Shop, thereby reducing the appropriation from \$110,000 to \$60,000.

Councillor Holmes moved, seconded by Councillor Hawkins, to amend Proposal No. 596, 1989, by adding \$50,000 back to the proposal, which appropriation would total \$110,000. He said CEMD needs to build two new bays at the tire shop because of safety reasons. This motion passed on the following roll call vote; viz:

15 YEAS: *Borst, Clark, Cottingham, Coughenour, Curry, Gilmer, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Solenberg, West*

12 NAYS: *Boyd, Brooks, Dowden, Giffin, Golc, Hawkins, Howard, Jones, Moriarty, Shaw, Strader, Williams*

2 NOT VOTING: *Dumil, Schneider*

Councillor Coughenour moved, seconded by Councillor Holmes, for adoption. Proposal No. 596, 1989, As Amended, was adopted on the following roll call vote; viz:

22 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Hawkins, Holmes, Irvin, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

5 NAYS: *Golc, Howard, Jones, Moriarty, Williams*

2 NOT VOTING: *Dumil, Schneider*

Proposal No. 596, 1989, was retitled FISCAL ORDINANCE NO. 120, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 120, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Ten Thousand Dollars (\$110,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Central Equipment Management, to have additional funds needed for fuel sites costs, vehicle repairs and increased costs for preparation of vehicles for auction and for contractual towing services as well as for Riverside Tire Shop's modifications.

SECTION 2. The sum of One Hundred Ten Thousand Dollars (\$110,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>DEPARTMENT OF ADMINISTRATION, CENTRAL EQUIPMENT MANAGEMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services & Charges	\$110,000
TOTAL INCREASE	\$110,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>DEPARTMENT OF ADMINISTRATION, CENTRAL EQUIPMENT MANAGEMENT</u>	<u>CONSOLIDATED COUNTY FUND</u>
1. Personal Services	\$ 60,000
4. Capital Outlay	\$ 50,000
TOTAL REDUCTION	\$110,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 597, 1989. Councillor Rhodes stated that he was not present at the Committee meeting and that Councillor Holmes would make the report. Councillor Holmes reported that the Administration Committee heard Proposal No. 597, 1989, on November 13, 1989. The proposal transfers and appropriates \$5,000 for the Department of Administration, Purchasing Division, to purchase needed capital assets. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Holmes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 597, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS

3 NOT VOTING: *Boyd, Dumil, Strader*



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Proposal No. 597, 1989, was retitled FISCAL ORDINANCE NO. 121, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 121, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Thousand Dollars (\$5,000) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing certain other appropriations for that Division.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Purchasing Division, to purchase needed capital assets, i.e., computer software and office partitions.

SECTION 2. The sum of Five Thousand Dollars (\$5,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION,  
PURCHASING DIVISION

4. Capital Outlay  
TOTAL INCREASE

CONSOLIDATED COUNTY FUND

\$5,000  
\$5,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION,  
PURCHASING DIVISION

1. Personal Services  
TOTAL REDUCTION

CONSOLIDATED COUNTY FUND

\$5,000  
\$5,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 598, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 598, 1989, on November 14, 1989. The proposal transfers and appropriates \$16,500 for the Warren Township Assessor to pay for additional professional reassessment appraisal services. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Cottingham moved, seconded by Councillor Giffin, for adoption. Proposal No. 598, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

0 NAYS

3 NOT VOTING: *Durnil, Rhodes, Williams*

Proposal No. 598, 1989, was retitled FISCAL ORDINANCE NO. 122, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 122, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Sixteen Thousand Five Hundred Dollars (\$16,500) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (t) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Warren Township Assessor to pay for additional professional reassessment appraisal services.

SECTION 2. The sum of Sixteen Thousand Five Hundred Dollars (\$16,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
3. Other Services & Charges	<u>\$16,500</u>
TOTAL INCREASE	\$16,500

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>WARREN TOWNSHIP ASSESSOR</u>	<u>PROPERTY REASSESSMENT FUND</u>
1. Personal Services	<u>\$16,500</u>
TOTAL REDUCTION	\$16,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 599, 1989. Councillor Dowden reported that the Public Safety and Justice Committee heard Proposal No. 599, 1989, on November 15, 1989. The proposal transfers and appropriates \$7,368 for the Domestic Relations Counseling Bureau to purchase a computer, printer and seven lateral file cabinets. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 599, 1989, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West

0 NAYS

3 NOT VOTING: Dumil, Rhodes, Williams

Proposal No. 599, 1989, was retitled FISCAL ORDINANCE NO. 123, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 123, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Three Hundred Sixty-eight Dollars (\$7,368) in the County Grant Fund for purposes of the Domestic Relations Counseling Bureau and reducing certain other appropriations for that Bureau.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (uu) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Domestic Relations Counseling Bureau to purchase a computer, printer and seven lateral file cabinets.

SECTION 2. The sum of Seven Thousand Three Hundred Sixty-eight Dollars (\$7,368) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

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DOMESTIC RELATIONS COUNSELING BUREAU

4. Capital Outlay  
TOTAL INCREASE

COUNTY GRANT FUND

\$7,368  
\$7,368

SECTION 4. The said increased appropriation is funded by the following reductions:

DOMESTIC RELATIONS COUNSELING BUREAU

3. Other Services & Charges  
TOTAL REDUCTION

COUNTY GRANT FUND

\$7,368  
\$7,368

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 600, 1989. Councillor Dowden reported that the Public Safety and Justice Committee heard Proposal No. 600, 1989, on November 15, 1989. The proposal transfers and appropriates \$1,500 for the Superior Court, Civil Division, Room Seven, to purchase a printer. By a 8-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Curry, for adoption. Proposal No. 600, 1989, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Boyd, Brooks, Cottingham, Curry, Dowden, Giffin, Gilmer, Golc, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg*

0 NAYS

8 NOT VOTING: *Clark, Coughenour, Durnil, Hawkins, Rhodes, Strader, West, Williams*

Proposal No. 600, 1989, was retitled FISCAL ORDINANCE NO. 124, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 124, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the County General Fund for purposes of the Superior Court, Civil Division, Room Seven, and reducing certain other appropriations for that Court.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (ss) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of Superior Court, Civil Division, Room Seven, to purchase a printer.

SECTION 2. The sum of One Thousand Five Hundred Dollars (\$1,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

SUPERIOR COURT, CIVIL  
DIVISION, ROOM SEVEN

4. Capital Outlay  
TOTAL INCREASE

COUNTY GENERAL FUND

\$1,500  
\$1,500

SECTION 4. The said increased appropriation is funded by the following reductions:

SUPERIOR COURT, CIVIL  
DIVISION, ROOM SEVEN

2. Supplies  
3. Other Services & Charges  
TOTAL REDUCTION

COUNTY GENERAL FUND

\$1,000  
500  
\$1,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 602, 1989. Councillor Dowden reported that the Public Safety and Justice Committee heard Proposal No. 602, 1989, on November 15, 1989. The proposal declares a necessity for the construction of fire stations, a special units facility, and a public safety answering point for the benefit of the IFD, the IPD and Wishard. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Borst, for adoption. Proposal No. 602, 1989, was adopted on the following roll call vote; viz:

26 YEAS: Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

1 NAY: Boyd

2 NOT VOTING: Durnil, Rhodes

Proposal No. 602, 1989, was retitled SPECIAL RESOLUTION NO. 75, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 75, 1989

A SPECIAL RESOLUTION declaring a necessity for the construction of fire stations in Garfield Park and in the vicinity of Morris Street and Kentucky Avenue for the use and benefit of the Indianapolis Fire Department ("IFD"), and a Special Units facility in Babe Denny Park and a Traffic Branch/Quadrant IV headquarters at 500 North King Avenue for the use and benefit of the Indianapolis Police Department ("IPD"), and a Public Safety Answering Point ("PSAP") in Willard Park for the use and benefit of the IFD, the IPD and Wishard Memorial Hospital ("Wishard"), and authorizing the Indianapolis-Marion County Building Authority ("Building Authority") to proceed with plans, specifications, cost estimates, and all measures necessary to finance and construct these public-safety buildings.

WHEREAS, the City holds title to land in Garfield Park at 500 East Raymond Street, and in Babe Denny Park at 900 South Meikel Street, and intends to acquire land in the vicinity of Morris Street and Kentucky Avenue, and at 500 North King Avenue, that is available and suitable for use by the IFD, the IPD and Wishard; and

WHEREAS, the Building Authority is a body corporate and politic organized and existing under IC 36-9-13 et seq. for the purpose of financing, acquiring, improving, constructing, reconstructing, renovating, equipping, and operating governmental buildings and leasing them to eligible governmental entities; and

WHEREAS, the Building Authority is willing to undertake the preparation of plans, specifications, and cost estimates, and to finance and construct the foregoing fire stations, Special Units facility, and Traffic Branch/Quadrant IV headquarters facility and PSAP; and

WHEREAS, it is in the best interests of the taxpayers and residents for the Building Authority to acquire, finance, improve, construct, reconstruct, renovate, equip and operate the foregoing governmental buildings, and to lease such governmental buildings to the City of Indianapolis; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council hereby determines that a need exists for the construction of fire stations in Garfield Park at 500 East Raymond Street and in the vicinity of Morris Street and Kentucky Avenue, for the use and benefit of the IFD.

SECTION 2. The City-County Council hereby determines that a need exists for the construction of a Traffic Branch/Quadrant IV headquarters at 500 North King Avenue and a Special Units facility in Babe Denny Park at 900 South Meikel Street for the use and benefit of the IPD.

SECTION 3. The City-County Council hereby determines that a need exists for the construction of a PSAP in Willard Park at 1700 East Washington Street for the use and benefit of the IFD, the IPD and Wishard.

SECTION 4. The City-County Council hereby finds that the financing and construction by the Building Authority of these governmental buildings, including any acquisition, improvement, construction, reconstruction, renovation, and equipment deemed necessary to the full completion of such projects, and the leasing thereof to the City of Indianapolis is in the best interests of the taxpayers and residents of the City of Indianapolis.



November 20, 1989

SECTION 5. The City-County Council hereby authorizes and instructs the Building Authority to do all things and to take all measures deemed necessary to finance and construct the foregoing described governmental buildings, and to lease such governmental buildings to the City of Indianapolis.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

### ANNOUNCEMENTS AND ADJOURNMENT

President SerVaas announced that the December 4, 1989 Council meeting would begin at 6:00 p.m. due to prior commitments made by members of the Democrat party. He also announced that there would be no report from the PEPPER Committee at the December 18, 1989 Council meeting; this report will be presented at a Council meeting after the first of the year.


There being no further business, upon motion duly made and seconded, the meeting adjourned at 10:10 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 20th day of November, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

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**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, DECEMBER 4, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 6:10 p.m. on Monday, December 4, 1989, with Councillor SerVaas presiding.

Councillor Boyd lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*29 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

A quorum of twenty-nine members being present, the President called the meeting to order.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils will be held in the City-County Building, in the Council

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Chambers on Monday, December 4, 1989, at 6:00 p.m., the purposes of such MEETINGS being to conduct any and all other business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

November 20, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Wednesday, November 22, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 619 and 624, 1989, to be held on Monday, December 4, 1989, at 6:00 p.m. in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

November 22, 1989

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA:

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 117, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 118, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 119, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Six Hundred Dollars (\$4,600) in the County General Fund for purposes of the Center Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 120, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Ten Thousand Dollars



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(\$110,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management, and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 121, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Thousand dollars (\$5,000) in the Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 122, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Sixteen Thousand Five Hundred Dollars (\$16,500) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 123, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Three Hundred Sixty-eight Dollars (\$7,368) in the County Grant Fund for purposes of the Domestic Relations Counseling Bureau and reducing certain other appropriations for that Bureau.

FISCAL ORDINANCE NO. 124, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the County General Fund for purposes of the Superior Court, Civil Division, Room Seven, and reducing certain other appropriations for that Court.

GENERAL ORDINANCE NO. 101, 1989, amending Chapter 2, Administration, of the "Code of Indianapolis and Marion County, Indiana".

GENERAL ORDINANCE NO. 102, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

SPECIAL ORDINANCE NO. 17, 1989, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project)" in an aggregate principal amount not to exceed \$3,500,000 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 18, 1989, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project)" in the aggregate principal amount of \$4,000,000 and approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 72, 1989, congratulating Wishard's state EMS Governor's Cup winners.

SPECIAL RESOLUTION NO. 73, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 74, 1989, designating Boulevard Place from 24th Street to 38th Street "Rev. Richard T. Andrews Memorial Area".

SPECIAL RESOLUTION NO. 75, 1989, declaring a necessity for the construction of fire stations in Garfield Park and in the vicinity of Morris Street and Kentucky Avenue for the use and benefit of the Indianapolis Fire Department ("IFD"), and a Special Units facility in Babe Denny Park and a Traffic Branch/Quadrant IV headquarters at 500 North King Avenue for the use and benefit of the Indianapolis Police Department ("IPD"), and a Public Safety Answering Point Wishard Memorial Hospital ("Wishard"), and authorizing the Indianapolis-Marion County Building Authority ("Building Authority") to proceed with plans, specifications, cost estimates, and all measures necessary to finance and construct these public-safety buildings.

Respectfully submitted,  
s/William H. Hudnut, III  
William H. Hudnut, III

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of November 20, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

**PROPOSAL NO. 645, 1989.** This proposal recognizes the Indianapolis/Koln Partnership Committee. Councillor Curry read the resolution and presented framed documents to the committee members. Horst Winkler expressed his appreciation on behalf of the committee for the recognition. He stated that the Mayor of Koln will visit the City of Indianapolis in May and a group of Indianapolis citizens will be in Koln in June. Councillor Curry moved, seconded by Councillor West, for adoption. Proposal No. 645, 1989, was adopted by unanimous voice vote.

Proposal No. 645, 1989, was retitled **SPECIAL RESOLUTION NO. 76, 1989**, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 76, 1989**

A SPECIAL RESOLUTION recognizing the Indianapolis/Koln Partnership Committee.

WHEREAS, Indianapolis and Koln of the Federal Republic of Germany developed a relationship over a number of years based upon mutual interests including arts, education, sports, economic development, government, trade and tourism; and

WHEREAS, a partnership relation between these two cities was memorialized on 28 November, 1988, with the formal signing by the cities' two Chief Executives in Koln, Federal Republic of Germany; and

WHEREAS, the city of Koln formed a citizens committee on 17 May, 1989, to promote the aims and goals of this partnership; and

WHEREAS, interested citizens of these two cities have established correspondence committees to promote the aims of this partnership using volunteer talents of academia, sports, business, finance, arts and government residents; now, therefore:

#### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

**SECTION 1.** The Indianapolis City-County Council recognizes the efforts of the Indianapolis/Koln Partnership Committee to foster and promote the aims of the Partnership Agreement.

**SECTION 2.** The Council thanks the special efforts of Mr. Horst Winkler, Honorary Consul of the Federal Republic of Germany, for his leadership in formulating this Committee.

**SECTION 3.** The Council thanks the initial members of the Committee: Christel DeHaan, Giles Hoyt, Gerald Lamkin, William McGowan, Frank McKinney, Robert Mohlman, Horst Winkler, John Krauss, Marianne Mc-

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Cullough, Alice Hillis and Betty Christian, and encourages them to continue offering leadership to all endeavors necessary to promote the partnership between Indianapolis and Koln.

SECTION 4. The Council looks forward to future reports of significant progress in the growth of friendship between the people of the Partnership, and all citizens of these two great communities.

SECTION 5. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 646, 1989. This proposal concerns Monument Circle and recognizes the volunteers who are responsible for the world's Tallest Christmas Tree. Councillor Ruhmkorff read the resolution and presented a framed document to a representative from each participating union. David Ruhmkorff, IBEW Local #481, expressed his appreciation on behalf of all the unions for the recognition. Councillor Ruhmkorff moved, seconded by Councillor Strader, for adoption. Proposal No. 646, 1989, was adopted by unanimous voice vote.

Proposal No. 646, 1989, was retitled SPECIAL RESOLUTION NO. 77, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 77, 1989

A SPECIAL RESOLUTION concerning Monument Circle.

WHEREAS, since 1962 the Soldiers and Sailors Monument in the heart of Indianapolis has been transformed by dedicated volunteers into the World's Tallest Christmas Tree; and

WHEREAS, during those years, millions of people have enjoyed this beautiful handiwork on Monument Circle; and

WHEREAS, because the Monument was being restored, the lights have been dark for the past three years, but now shine again; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council, representing the people of Indianapolis, expresses its appreciation for the Soldiers and Sailors Monument Christmas season lights.

SECTION 2. The Council specifically recognizes and thanks the volunteer skilled members and representatives of the following unions who physically make the Circle a beautiful year-end festive showpiece: Lowell Baker, Asbestos Workers Local #18; Buck Taylor, Roofers Local #119; Hugh Harman, Bricklayers, Masons, Tilesetters & Terrazzo Workers Local #3; Curt Baker, Central Indiana District Council of Carpenters; Freddie Alexander, Cement Masons Local #532; Phil Kenworthy, Elevator Constructors Local #34; Ray Bymaster, Iron Workers Local #22; Roy Houchins, Laborers Local #120; Dick Warfield, Painters Local #47; Bill Schubach, Plumbers & Steamfitters Local #440; Mike Patrick, Sheet Metal Workers Local #20; Nick Shrum, Teamsters Local #716; Leon Goodman, Operating Engineers Local #103; and Virgil Barber and David Ruhmkorff, IBEW Local #481.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Gilmer asked for consent to discuss the traffic control problem around Monument Circle. Consent was given. Councillor Gilmer said that there were some questions concerning the use of barricades to control traffic around Monument Circle that needed to be answered and also to emphasize to the Department of Public Safety the wishes of the Council regarding these barricades.

Joseph Shelton, Director of Public Safety, stated that he had heard of the displeasure of some of the council members because barricades had been used by the Indianapolis Police Department to divert traffic around the Circle. He said that Proposal No. 614,

1989 states that no permanent barricades be erected on the Circle; it was his understanding that barricading could be used on a temporary basis.

Councillor Gilmer stated that it was the consensus of the Council that traffic management be done by officers rather than by barricades.

Councillor West moved that this matter be referred to the Transportation Committee since the resolution does state that there will be no permanent barricades. This motion died for lack of a second.

Councillors Dowden and Howard were concerned about the economic impact of putting extra policemen on duty.

Councillor Brooks moved, seconded by Councillor Gilmer, to amend Proposal No. 614, 1989 to add: "Barricades not be used around Monument Circle to control traffic under any circumstances; but temporary barricades may be used for non-traffic emergencies." This motion passed by a unanimous voice vote.

PROPOSAL NO. 649, 1989. This proposal declares December 3-9, 1989 as "Cities Fight Back Against Drugs Week". Councillor Coughenour read the resolution and stated that she and other councillors attended the National League of Cities convention and all over the United States December 3-9, 1989 has been set aside as "Cities Fight Back Against Drugs Week". Councillor Coughenour moved, seconded by Councillor Ruhmkorff, for adoption. Proposal No. 649, 1989, was adopted by unanimous voice vote.

Proposal No. 649, 1989, was retitled SPECIAL RESOLUTION NO. 78, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 78, 1989

A SPECIAL RESOLUTION declaring December 3 - 9, 1989, as "Cities Fight Back Against Drugs Week".

WHEREAS, the presence of drugs and narcotics in our society has resulted in innumerable problems of human, community, social and economic dimensions; and

WHEREAS, the consequences of drug-related problems are witnessed in the loss of human lives, the loss of economic productivity, the diversion of public resources to address these problems on all fronts and are threats to the health of our people; and

WHEREAS, the dissolution of the family, an inadequate education system, poverty, unemployment and greed all contribute to illegal drug use; and

WHEREAS, the demand for illegal drugs is a pervasive problem that affects all segments of our society, including professional and affluent people; and

WHEREAS, illegal drugs plague urban, suburban and rural communities of all sizes and regions; and

WHEREAS, illegal drugs constitute a problem in our community and lead to a host of problems such as homicides, robberies, burglaries, domestic violence, and other crimes; and

WHEREAS, a national war on drugs has been declared to combat the importation, trafficking, sale and abuse of drugs; and

WHEREAS, our nation's cities and towns are on the frontlines of this war on drugs; and

WHEREAS, hundreds of America's dedicated public servants have died and thousands of others risk their lives daily to fight our cities' individual battles against illegal drugs and the criminal activities stemming from illegal drugs; now, therefore:



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BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council declares December 3 to 9, 1989, as "Cities Fight Back Against Drugs Week".

SECTION 2. The Council goes on record urging community groups, schools, and business and civic organizations to support and participate in special activities during that week to draw community attention to this issue.

SECTION 3. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 4. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 640, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE approving the issuance of warrants for the City of Indianapolis during the period of January 1, 1990 to December 31, 1990"; and the President referred it to the Administration Committee.

PROPOSAL NO. 641, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of a portion of the premises located at 1401 West 30th Street for parking space for the use of CEMD"; and the President referred it to the Administration Committee.

PROPOSAL NO. 642, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a GENERAL RESOLUTION authorizing an increase in the salary schedule for Marion County employees"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 643, 1989. Introduced by Councillor Cottingham. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE approving the issuance of warrants for the County General Fund and the County Welfare Fund during the period of January 1, 1990 to December 31, 1990"; and the President referred it to the County and Townships Committee.

PROPOSAL NO. 644, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by prohibiting parking during specified hours"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 647, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE amending City-County Fiscal Ordinance No. 88, 1989, to modify committee compensation for councillors for 1990"; and the President referred it to the Administration Committee.

**SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NOS. 648, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on November 30, 1989". The Council did not schedule Proposal Nos. 648, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 648, 1989, were retitled REZONING ORDINANCE NO. 217, 1989, and is identified as follows:

REZONING ORDINANCE NO. 217, 1989. 89-Z-184 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
9396 LAFAYETTE ROAD, INDIANAPOLIS.

MSE CORPORATION requests the rezoning of 22 acres, being in the A-2/FP district, to the D-S/FP classification to provide for the residential development.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 540, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 540, 1989, on October 11, 1989. The proposal appropriates \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program. By a 4-3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden asked that the proposal be postponed until December 18, 1989. Without objection, Proposal No. 540, 1989, was postponed.

PROPOSAL NO. 619, 1989. The proposal appropriates \$204,000 for the Department of Administration, Office of the Director, to cover a projected shortage in the Workmen's Compensation Fund financed from the respective department. Councillor Rhodes reported that the Administration Committee has not heard Proposal No. 619, 1989, and asked that the proposal be postponed until December 18, 1989. Without objection, Proposal No. 619, 1989, was postponed.

PROPOSAL NO. 624, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 624, 1989, on November 21, 1989. The proposal appropriates \$12,909 for the Prosecuting Attorney to transfer funds within the Drug Alcohol Services Grant for reagents and for a new appropriation to the Adult Probation Services Grant. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 6:57 p.m. There being no one present to testify, Councillor Dowden moved, seconded by Councillor Holmes, for adoption. Proposal No. 624, 1989, was adopted on the following roll call vote; viz:

21 YEAS: *Borst, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Giffin, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Shaw, Strader, West*

0 NAYS

8 NOT VOTING: *Boyd, Dumil, Gilmer, Golc, McGrath, Ruhmkorff, Solenberg, Williams*

Proposal No. 624, 1989, was retitled FISCAL ORDINANCE NO. 125, 1989, and reads as follows:

#### CITY-COUNTY FISCAL ORDINANCE NO. 125, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twelve Thousand Nine Hundred Nine Dollars (\$12,909) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

#### BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to transfer funds within the Drug Alcohol Services Grant for reagents and for a new appropriation to the Adult Probation Services Grant.

SECTION 2. The sum of Twelve Thousand Nine Hundred Nine Dollars (\$12,909) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

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SECTION 3. The following additional appropriations are hereby approved:

PROSECUTING ATTORNEY

1. Personal Services

2. Supplies

TOTAL INCREASE

STATE AND FEDERAL GRANT FUND

\$ 7,909

5,000

\$12,909

SECTION 4. The said additional appropriations are funded by the following reductions:

PROSECUTING ATTORNEY

1. Personal Services

Unappropriated and Unencumbered

State and Federal Grant Fund

TOTAL REDUCTION

STATE AND FEDERAL GRANT FUND

\$ 5,000

\$ 7,909

\$12,909

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 580, 1989. The proposal appropriates \$210,000 for the County Sheriff to pay additional salaries requested by contractual settlements made after passage of the 1989 budget. Councillor Dowden reported that the Public Safety and Criminal Justice Committee has not heard Proposal No. 580, 1989, and asked that the proposal be postponed. Without objection, Proposal No. 580, 1989, was postponed.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 623, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 623, 1989, on November 21, 1989. The proposal transfers and appropriates \$3,000 for the Prosecuting Attorney to utilize earned income from the Metro Drug Task Force in order to cover an under-estimation of supply costs. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Howard, for adoption. Proposal No. 623, 1989, was adopted on the following roll call vote; viz:

*25 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Strader, West*

*0 NAYS*

*4 NOT VOTING: Golc, McGrath, Solenberg, Williams*

Proposal No. 623, 1989, was retitled FISCAL ORDINANCE NO. 126, 1989, and reads as follows:

**CITY-COUNTY FISCAL ORDINANCE NO. 126, 1989**

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Three Thousand Dollars (\$3,000) in the Law Enforcement Fund for purposes of the Prosecuting Attorney's Settlement Account and reducing certain other appropriations for that office.

**BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (w) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Prosecuting Attorney to utilize earned income from the Metro Drug Task Force in order to cover an under-estimation of supply costs.



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SECTION 2. The sum of Three Thousand Dollars (\$3,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>PROSECUTING ATTORNEY</u>	<u>LAW ENFORCEMENT FUND</u>
2. Supplies	<u>\$3,000</u>
TOTAL INCREASE	\$3,000

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>PROSECUTING ATTORNEY</u>	<u>LAW ENFORCEMENT FUND</u>
4. Capital Outlay	<u>\$3,000</u>
TOTAL REDUCTION	\$3,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 625, 1989. Councillor Dowden asked Councillor Holmes to give the Committee report. Councillor Holmes reported that the Public Safety and Criminal Justice Committee heard Proposal No. 625, 1989, on November 21, 1989. The proposal transfers and appropriates \$55,000 for the Prosecuting Attorney to cover various expenditures associated with different law enforcement projects. By a 4-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Holmes moved, seconded by Councillor Howard, for adoption.

Councillor Cottingham stated that he is opposed to transferring \$55,000 out of Personal Services at the end of the year.

Proposal No. 625, 1989, failed to pass on the following roll call vote; viz:

12 YEAS: Brooks, Curry, Hawkins, Holmes, Howard, Irvin, Moriarty, Mukes-Gaither, Rhodes, SerVaas, Strader, West

12 NAYS: Borst, Boyd, Clark, Cottingham, Dowden, Dumil, Giffin, Gilmer, Jones, Ruhmkorff, Schneider, Shaw

5 NOT VOTING: Coughenour, Golc, McGrath, Solenberg, Williams

[Clerk's Note: Proposal No. 625, 1989, was reconsidered at a later point in the meeting.]

PROPOSAL NO. 626, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 626, 1989, on November 21, 1989. The proposal transfers and appropriates \$3,500 for the Presiding Judge of the Municipal Court to replace aging personal computer equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 626, 1989, was adopted on the following roll call vote; viz:

19 YEAS: Borst, Boyd, Brooks, Clark, Curry, Dowden, Hawkins, Holmes, Howard, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Schneider, SerVaas, Strader, West

6 NAYS: Cottingham, Dumil, Giffin, Gilmer, Ruhmkorff, Shaw

4 NOT VOTING: Coughenour, Golc, Solenberg, Williams

Proposal No. 626, 1989, was retitled FISCAL ORDINANCE NO. 127, 1989, and reads as follows:



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CITY-COUNTY FISCAL ORDINANCE NO. 127, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Three Thousand Five Hundred Dollars (\$3,500) in the Supplemental Adult Probation Services Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to replace aging personal computer equipment.

SECTION 2. The sum of Three Thousand Five Hundred Dollars (\$3,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

PRESIDING JUDGE OF <u>THE MUNICIPAL COURT</u>	SUPPLEMENTAL ADULT PROBATION <u>SERVICES FUND</u>
4. Capital Outlay	\$3,500
TOTAL INCREASE	\$3,500

SECTION 4. The said increased appropriation is funded by the following reductions:

PRESIDING JUDGE OF <u>THE MUNICIPAL COURT</u>	SUPPLEMENTAL ADULT PROBATION <u>SERVICES FUND</u>
1. Personal Services	\$3,500
TOTAL REDUCTION	\$3,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 627, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 626, 1989, on November 21, 1989. The proposal transfers and appropriates \$17,500 for the Presiding Judge the Municipal Court to replace worn out personal computers and recording equipment. By a 7-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Dowden moved, seconded by Councillor Irvin, for adoption. Proposal No. 627, 1989, was adopted on the following roll call vote; viz:

15 YEAS: Borst, Boyd, Brooks, Curry, Dowden, Holmes, Howard, Jones, McGrath, Moriarty, Mukes-Gaither, Schneider, SerVaas, Strader, West

5 NAYS: Cottingham, Giffin, Gilmer, Ruhmkorff, Shaw

9 NOT VOTING: Clark, Coughenour, Durnil, Golc, Hawkins, Irvin, Rhodes, Solenberg, Williams

Proposal No. 627, 1989, was retitled FISCAL ORDINANCE NO. 128, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 128, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City- County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seventeen Thousand Five Hundred Dollars (\$17,500) in the County General Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (bb) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and

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reductions hereinafter stated for purposes of the Presiding Judge of the Municipal Court to replace worn out personal computers and recording equipment.

SECTION 2. The sum of Seventeen Thousand Five Hundred Dollars (\$17,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

PRESIDING JUDGE OF THE MUNICIPAL COURT	<u>COUNTY GENERAL FUND</u>
4. Capital Outlay	\$17,500
TOTAL INCREASE	\$17,500

SECTION 4. The said increased appropriation is funded by the following reductions:

PRESIDING JUDGE OF THE MUNICIPAL COURT	<u>COUNTY GENERAL FUND</u>
1. Personal Services	\$17,500
TOTAL REDUCTION	\$17,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 628, 1989. Councillor Coughenour reported that the Public Works Committee heard Proposal No. 628, 1989, on November 21, 1989. The proposal expands the Solid Waste Disposal Special Service District to include the City of Southport. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Coughenour moved, seconded by Councillor Curry, for adoption. Proposal No. 628, 1989, was adopted on the following roll call vote; viz:

20 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Giffin, Gilmer, Holmes, Howard, Jones, McGrath, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West*

3 NAYS: *Dumil, Irvin, Moriarty*

6 NOT VOTING: *Dowden, Golc, Hawkins, Mukes-Gaither, Schneider, Williams*

Proposal No. 628, 1989, was retitled GENERAL ORDINANCE NO. 103, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 103, 1989

A GENERAL ORDINANCE expanding the Solid Waste Disposal Special Service District to include the City of Southport.

WHEREAS, Indiana Code 36-3-1-6(c)(5) provides that the Solid Waste Disposal Special Service District is comprised of the existing Waste Disposal district, including all the territory that comprised the district as of August 31, 1981; and

WHEREAS, Section 111-51 of the Code of Indianapolis and Marion County provides for expansion of the Solid Waste Disposal Special Service District; and

WHEREAS, the Board of Public Works has received petitions to include the City of Southport in the Solid Waste Disposal Special Service District from more than ten (10) interested residents of the City of Southport; and

WHEREAS, on October 10, 1989, the Board of Public Works held a public hearing on the expansion of the Solid Waste Disposal Special Service District.

WHEREAS, the Board of Public Works has determined, after due consideration, that expansion of the Solid Waste Disposal Special Service District to include the City of Southport is in the interests of the residents of Marion County; and

WHEREAS, the Board of Public Works recommends that the City of Southport be added to the territory of the Solid Waste Disposal Special Service District; and

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WHEREAS, the City-County Council has reviewed the action of the Board of Public Works and has heard all interested parties concerning the addition of the City of Southport to the Solid Waste Disposal Special Service District; and

WHEREAS, the City-County Council concurs in the Board of Public Works' recommendation and, pursuant to Code Section 111-51 hereby approves the expansion of the Solid Waste Disposal Special Service District to include the City of Southport; now therefore

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The territory of the Solid Waste Disposal Special Service District be and is hereby expanded to include the City of Southport, Indiana.

SECTION 2. The Revised Code of the Consolidated City and County be and is hereby amended by adding a new Section 111-5 to read as follows:

Sec. 111-5. Solid waste disposal special service district.

The boundaries of the Solid Waste Disposal Special Service District are the boundaries of Marion County, Indiana, except the territory within the municipal boundaries of the City of Lawrence, Indiana, the City of Beech Grove, Indiana, and the Town of Speedway, Indiana, is not within the Solid Waste Disposal Special Service District.

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Councillor Howard moved, seconded by Councillor Jones, to remove Proposal No. 625, 1989, from the table. This motion passed by the following roll call vote; viz:

*14 YEAS: Boyd, Brooks, Coughenour, Curry, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Shaw, Strader, West*

*11 NAYS: Borst, Cottingham, Dowden, Dumil, Giffin, McGrath, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg*

*4 NOT VOTING: Clark, Gilmer, Golc, Williams*

Councillor Howard moved, seconded by Councillor Jones, to adopt Proposal No. 625, 1989. The proposal failed to receive a statutory majority on the following roll call vote; viz:

*13 YEAS: Boyd, Coughenour, Curry, Hawkins, Holmes, Howard, Irvin, Jones, Moriarty, Mukes-Gaither, Shaw, Strader, West*

*13 NAYS: Borst, Brooks, Clark, Cottingham, Dowden, Dumil, Giffin, Gilmer, McGrath, Rhodes, Ruhmkorff, Schneider, Solenberg*

*3 NOT VOTING: Golc, SerVaas, Williams*

**ANNOUNCEMENTS AND ADJOURNMENT**

President SerVaas announced there would be a special meeting of the Committee of the Whole on December 16, 1989 at 9:00 a.m. in the University Conference Center on the IUPUI campus to discuss the recommendations made by the PEPPER Committee.


There being no further business, upon motion duly made and seconded, the meeting adjourned at 7:22 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 4th day of December, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)



**MINUTES OF THE CITY-COUNTY COUNCIL  
AND  
SPECIAL SERVICE DISTRICT COUNCILS  
OF  
INDIANAPOLIS, MARION COUNTY, INDIANA**

**REGULAR MEETINGS  
MONDAY, DECEMBER 18, 1989**

The City-County Council of Indianapolis, Marion County, Indiana and the Indianapolis Police Special Service District Council, Indianapolis Fire Special Service District Council and Indianapolis Solid Waste Collection Special Service District Council convened in regular concurrent sessions in the Council Chamber of the City-County Building at 7:15 p.m. on Monday, December 18, 1989, with Councillor SerVaas presiding.

Councillor SerVaas lead the opening prayer and invited all present to join him in the Pledge of Allegiance to the Flag.

**ROLL CALL**

The President instructed the Clerk to take the roll call and requested members to register their presence on the voting machine. The roll call was as follows:

*28 PRESENT: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*  
*1 ABSENT: Howard*

A quorum of twenty-eight members being present, the President called the meeting to order.

**INTRODUCTION OF GUESTS AND VISITORS**

Councillor Golc introduced Jeff Modisett who is the Governor's Executive Assistant for Public Safety.

**OFFICIAL COMMUNICATIONS**

The President called for the reading of Official Communications. The Clerk read the following:

TO ALL MEMBERS OF THE CITY-COUNTY COUNCIL AND POLICE, FIRE AND SOLID WASTE COLLECTION  
SPECIAL SERVICE DISTRICT COUNCILS OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

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Ladies and Gentlemen:

You are hereby notified that REGULAR MEETINGS of the City-County Council and Police, Fire and Solid Waste Collection Special Service District Councils, will be held in the City-County Building, in the Council Chambers, on Monday, December 18, 1989, at 7:00 p.m., the purpose of such MEETINGS being to conduct any and all business that may properly come before regular meetings of the Councils.

Respectfully,  
s/Beurt SerVaas  
Beurt SerVaas, President  
City-County Council

December 5, 1990

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

Pursuant to the laws of the State of Indiana, I caused to be published in The Indianapolis NEWS and The Indianapolis COMMERCIAL on Thursday, December 7, 1989, a copy of NOTICE TO TAXPAYERS of a Public Hearing on Proposal Nos. 640 and 643, 1989 to be held on Monday, December 18, 1989, at 7:00 p.m., in the City-County Building.

Respectfully,  
s/Beverly S. Rippy  
Beverly S. Rippy, City Clerk

November 22, 1990

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 119, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Four Thousand Six Hundred Dollars (\$4,600) in the County General Fund for purposes of the Center Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 120, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Ten Thousand Dollars (\$110,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management, and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 121, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Five Thousand Dollars (\$5,000) in the

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Consolidated County Fund for purposes of the Department of Administration, Purchasing Division, and reducing certain other appropriations for that Division.

FISCAL ORDINANCE NO. 122, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Sixteen Thousand Five Hundred Dollars (\$16,500) in the Property Reassessment Fund for purposes of the Warren Township Assessor and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 123, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seven Thousand Three Hundred Sixty-eight Dollars (\$7,368) in the County Grant Fund for purposes of the Domestic Relations Counseling Bureau and reducing certain other appropriations for that Bureau.

FISCAL ORDINANCE NO. 124, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Thousand Five Hundred Dollars (\$1,500) in the County General Fund for purposes of the Superior Court, Civil Division, Room Seven, and reducing certain other appropriations for that Bureau.

FISCAL ORDINANCE NO. 129, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Eight Hundred Thousand Dollars (\$800,000) in the Property Reassessment Fund for purposes of the Decatur Township Assessor and reducing the unappropriated and unencumbered balance in the Property Reassessment Fund.

FISCAL ORDINANCE NO. 130, 1989, amending the City-County Annual Budget for 1990 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Fifty Thousand Dollars (\$50,000) in the State and Federal Grant Fund for purposes of the Marion County Justice Agency and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

GENERAL ORDINANCE NO. 101, 1989, amending Chapter 2, Administration, of the "Code of Indianapolis and Marion County, Indiana".

GENERAL ORDINANCE NO. 102, 1989, amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection control changes.

SPECIAL ORDINANCE NO. 18, 1989, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project)" in the aggregate principal amount of \$4,000,000 and approving and authorizing other actions in respect thereto.

SPECIAL ORDINANCE NO. 19, 1989, authorizing the City of Indianapolis to issue its "Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project)" in an aggregate principal amount not to exceed \$3,500,000 approving and authorizing other actions in respect thereto.

SPECIAL RESOLUTION NO. 72, 1989, congratulating Wishard's state EMS Governor's Cup winners.

SPECIAL RESOLUTION NO. 73, 1989, approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds.

SPECIAL RESOLUTION NO. 74, 1989, designating Boulevard Place from 24th Street to 38th Street "Rev. Richard T. Andrews Memorial Area".

SPECIAL RESOLUTION NO. 75, 1989, amending a necessity for the construction of firestations in Garfield Park and in the vicinity of Morris Street and Kentucky Avenue for the use and benefit of the Indianapolis Fire Department ("IFD"), and a Special Units facility in Babe Denny Park and a Traffic Branch/Quadrant IV

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headquarters at 500 North King Avenue for the use and benefit of the Indianapolis Police Department ("IPD"), and a Public Safety Answering Point Wishard Memorial Hospital ("Wishard"), and authorizing the Indianapolis-Marion County Building Authority ("Building Authority") to proceed with plans, specifications, cost estimates, and all measures necessary to finance and construct these public-safety buildings.

Respectfully,  
s/William H. Hudnut, III  
William H. Hudnut, III

December 7, 1990

TO THE HONORABLE PRESIDENT AND MEMBERS OF THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND MARION COUNTY, INDIANA.

Ladies and Gentlemen:

I have this day approved with my signature and delivered to the Clerk of the City-County Council, Mrs. Beverly S. Rippy, the following ordinances and resolutions:

FISCAL ORDINANCE NO. 125, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Twelve Thousand Nine Hundred Nine Dollars (\$12,909) in the State and Federal Grant Fund for purposes of the Prosecuting Attorney and reducing the unappropriated and unencumbered balance in the State and Federal Grant Fund.

FISCAL ORDINANCE NO. 126, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Three Thousand Dollars (\$3,000) in the Law Enforcement Fund for purposes of the Prosecuting Attorney's Settlement Account and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 127, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Three Thousand Five Hundred Dollars (\$3,500) in the Supplemental Adult Probation Services fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

FISCAL ORDINANCE NO. 128, 1989, amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Seventeen Thousand Five Hundred Dollars (\$17,500) in the County General Fund for purposes of the Presiding Judge of the Municipal Court and reducing certain other appropriations for that office.

GENERAL ORDINANCE NO. 103, 1989, expanding the Solid Waste Disposal Special Service District to include the City of Southport.

SPECIAL RESOLUTION NO. 76, 1989, recognizing the Indianapolis/Koln Partnership Committee.

SPECIAL RESOLUTION NO. 77, 1989, concerning Monument Circle.

SPECIAL RESOLUTION NO. 78, 1989, declaring December 3-9, 1989, as "Cities Fight Back Against Drugs Week".

Respectfully submitted,  
s/ William H. Hudnut, III  
William H. Hudnut, III



December 18, 1989

### **ADOPTION OF THE AGENDA**

The President proposed the adoption of the agenda as distributed. Without objection, the agenda was adopted.

### **APPROVAL OF JOURNALS**

President SerVaas called for additions or corrections to the Journal of December 4, 1989. There being no additions or corrections, the minutes were approved as distributed.

### **PRESENTATION OF PETITIONS, MEMORIALS, SPECIAL RESOLUTIONS, AND COUNCIL RESOLUTIONS**

PROPOSAL NO. 618, 1989. This proposal appoints Louis Lopez to the Community Centers of Indianapolis Board. Councillor Rhodes reported that the Administration Committee heard Proposal No. 618, 1989, on December 11, 1989. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor Holmes, for adoption. Proposal No. 618, 1989, was adopted by unanimous voice vote.

Proposal No. 618, 1989, was retitled COUNCIL RESOLUTION NO. 52, 1989, and reads as follows:

#### **CITY-COUNTY COUNCIL RESOLUTION NO. 52, 1989**

A COUNCIL RESOLUTION appointing Louis Lopez to the Community Centers of Indianapolis Board.

#### **BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. As a member of the Community Centers of Indianapolis Board, the Council appoints:

**Louis Lopez**

SECTION 2. The appointment made by this resolution is for two terms: first term ending December 31, 1989 and the second term ending December 31, 1990. The person appointed by this resolution shall serve at the pleasure of the Council and until his respective successor is appointed and has qualified.

PROPOSAL NO. 674, 1989. This proposal honors W. Wayne Burking. Councillor Gilmer read the resolution, and he and Councillor Curry presented a framed document to Mr. Burking, who was accompanied by his brother, Wilbur. Mr. Burking was a member of the Transportation Board for twelve years. He expressed his appreciation for the recognition. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal No. 674, 1989, was adopted by unanimous voice vote.

Proposal No. 674, 1989, was retitled SPECIAL RESOLUTION NO. 79, 1989, and reads as follows:

#### **CITY-COUNTY SPECIAL RESOLUTION NO. 79, 1989**

A SPECIAL RESOLUTION honoring W. Wayne Burking.

WHEREAS, Mr. W. Wayne Burking has served as a member of the Transportation Board from January, 1977 through December, 1989; and

WHEREAS, during these many years of service on the Transportation Board, Mr. Burking has earned a high level of respect for his deliberative judgement; and

WHEREAS, Wayne Burking is a living role model for citizens of this city, having been an employee of Eli Lilly and Company for forty-one years, an armed forces veteran, a member of the American Legion, an active member in the Methodist Church, a Sunday School teacher, and a thirteen year perfect attendance member of the Pike Township Lions Club; now, therefore:

**BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:**

SECTION 1. The Indianapolis City-County Council recognizes and thanks W. Wayne Burking for his thirteen years service on the Indianapolis Transportation Board, including five years as the Board's Vice Chairman.

SECTION 2. The Council, representing the people of this city, expresses its gratitude that Mr. Burking has been willing to share his insights and leadership to help make Indianapolis a more safe and better city in which to live.

SECTION 3. The Council additionally wishes him happiness and good health in the years ahead.

SECTION 4. The Mayor is invited to join in this resolution by affixing his signature hereto.

SECTION 5. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**INTRODUCTION OF PROPOSALS**

PROPOSAL NO. 653, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Donald R. McPherson as Director of the Department of Administration for a term ending December 31, 1990"; and the President referred it to the Administration Committee.

PROPOSAL NO. 654, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$2,600,551 for the Department of Administration, CEMD, to purchase vehicles for the Police Department"; and the President referred it to the Administration Committee.

PROPOSAL NO. 655, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a SPECIAL RESOLUTION authorizing the lease of 4,236 square feet of office space at 129 E Market St for the Administration Dept and other city departments"; and the President referred it to the Administration Committee.

PROPOSAL NO. 656, 1989. Introduced by Councillor Rhodes. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to provide for the establishment of an ordinance violations bureau and the appointment and duties of a violations clerk "; and the President referred it to the Administration Committee.

PROPOSAL NO. 657, 1989. Introduced by Councillor McGrath. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code to change the date in which the auditor and controller shall file financial reports with the Council from January 15 to February 1, and to change the date in which the hearing on financial reports shall be held from February 10 to February 15 "; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 658, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of M. D. Higbee as Director of the Department of Metropolitan

Development for a term ending December 31, 1990"; and the President referred it to the Metropolitan Development Committee.

PROPOSAL NO. 659, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of F. Arthur Strong as Director of the Department of Parks and Recreation for a term ending December 31, 1990"; and the President referred it to the Parks and Recreation Committee.

PROPOSAL NO. 660, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Joseph J. Shelton as Director of the Department of Public Safety for a term ending December 31, 1990"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 661, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$321,750 for the Community Corrections Agency to operate the Community Corrections Center which is to be located at 102 S Delaware St"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 662, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$57,577 for the Community Corrections Agency to relocate their Center from the City-County Building to 102 S Delaware St "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 663, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$27,000 for the Community Corrections Agency to assist in funding the operation of the Community Corrections Center "; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 664, 1989. Introduced by Councillor Dowden. The Clerk read the proposal entitled: "A Proposal for a FISCAL ORDINANCE appropriating \$1,616,142 for the Department of Public Safety, Police Division, to purchase new vehicles in accordance with the current level of services per the five-year fleet plan"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 665, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works for a term ending December 31, 1990"; and the President referred it to the Public Works Committee.

PROPOSAL NO. 666, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of certain persons as Deputy Mayors for a term ending December 31, 1990 "; and the President referred it to the Rules and Policy Committee.

PROPOSAL NO. 667, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION approving the Mayor's appointment of Joseph C. Staehler as Director of the Department of Transpor-



tation for a term ending December 31, 1990 "; and the President referred it to the Transportation Committee.

PROPOSAL NO. 668, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing intersection controls at various locations"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 669, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in Willowbrook Park"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 670, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by changing the intersection controls at the intersection of Biscayne Road and 35th Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 671, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Pyramid Pointe Subdivision"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 672, 1989. Introduced by Councillor Gilmer. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by authorizing intersection controls in the Lockerbie Square area"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 673, 1989. Introduced by Councillor Williams. The Clerk read the proposal entitled: "A Proposal for a GENERAL ORDINANCE amending the Code by prohibiting parking during specified hours on certain days on portions of East Street"; and the President referred it to the Transportation Committee.

PROPOSAL NO. 684, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Martin D. Carpenter to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 685, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Margo A. Lyon to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

PROPOSAL NO. 686, 1989. Introduced by Councillor West. The Clerk read the proposal entitled: "A Proposal for a COUNCIL RESOLUTION appointing Larna K. Spearman to the Citizens Police Complaint Board"; and the President referred it to the Public Safety and Criminal Justice Committee.

#### **SPECIAL ORDERS - PRIORITY BUSINESS**

PROPOSAL NO. 650, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 650, 1989, on December 6, 1989. The proposal authorizes the issuance of Indianapolis Economic Development Revenue



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Bonds, Series 1989 (Design Printing Company, Inc. Project) in an aggregate principal amount not to exceed \$2,855,000, with \$1,835,000 of such issue being used to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Design Printing Company, Inc. Project) and approving and authorizing other actions in respect thereto. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Gilmer, for adoption. Proposal No. 650, 1989, was adopted on the following roll call vote; viz:

*24 YEAS: Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Ruhmkorff, Schneider, Ser-Vaas, Solenberg, Strader, West, Williams*

*0 NAYS*

*5 NOT VOTING: Borst, Howard, Mukes-Gaither, Rhodes, Shaw*

Proposal No. 650, 1989, was retitled SPECIAL ORDINANCE NO. 20, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 20, 1989

A SPECIAL ORDINANCE authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1989 (Design Printing Company, Inc. Project) in an aggregate principal amount not to exceed \$2,855,000, with \$1,835,000 of such issue being used to finance the acquisition and installation of machinery, equipment and furnishings for use in an existing facility located at 626 North Illinois Street, Indianapolis, Indiana, such machinery, equipment and furnishings to be owned and operated by Design Printing Company, Inc. for commercial printing and related services and \$1,020,000 of such issue being used to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Design Printing Company, Inc. Project) and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation for the purposes of financing the acquisition, construction, renovation, installation and equipping of economic development facilities and refunding bonds issued for the purpose of financing costs of acquisition, construction, renovation, installation and equipping of economic development facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, City of Indianapolis, Indiana (the "issuer") intends to issue its Economic Development Revenue Bonds, Series 1989 (Design Printing Company, Inc. Project) in an aggregate principal amount not to exceed \$2,855,000 (the "Series 1989 Bonds"), in order to obtain funds to lend to Design Printing Company, Inc., an Indiana corporation (the "Company"), pursuant to the Trust Indenture dated as of December 1, 1989 (the "Indenture") between the Issuer and Peoples Bank & Trust Company, as Trustee (the "Trustee"), and pursuant to the Loan Agreement, Mortgage and Security Agreement dated as of December 1, 1989 (the "Loan Agreement") between the Issuer and the Company; and pursuant to the Note issued by the Company to the Issuer in a principal amount equal to the aggregate principal amount of the Series 1989 Bonds and dated the same date as the date of the Series 1989 Bonds (the "Note"); and pursuant to a Bond Guaranty Agreement of Gregory J. King and Frances T. King to the Issuer, dated as of December 1, 1989 (the "Guaranty"); and pursuant to a Mortgage between Frances T. King and the Issuer, dated as of December 1, 1989 (the "Mortgage"), for the acquisition and installation of machinery, equipment and furnishings for use in an existing facility located at 626 North Illinois Street, Indianapolis, Indiana and for the purpose of affecting a current refunding of the outstanding principal amount of the City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Design Printing Company, Inc. Project) (the "Original Bonds") dated December 20, 1985 and issued in the aggregate principal amount of \$1,500,000, which were issued for the purpose of financing the cost of acquisition, renovation, construction, installation and equipping of a 19 X 25 five-color Heidelberg printing press including the approximately 19,000 square feet addition to the Applicant's existing building in which the machine is now housed and other machinery and equipment now installed and located at 626 North Illinois Street in Indianapolis, Indiana;

the acquisition, construction, installation and equipping various site improvement at the facilities; and the acquisition and installation of machinery, equipment and furnishings for use in the facilities (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1989 Bonds and further provides (i) for the Company's repayment obligation to be evidenced by the Note and (ii) such loan and the Note to be secured by the lien and security interest therein provided for, (iii) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Credit Agreement to be dated as of the date of closing of this transaction (the "Credit Agreement") among the Company and Bank One Indianapolis, National Association; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Note without recourse and assign certain of its rights under the Loan Agreement as security for the Series 1989 Bonds which are payable solely and only out of the payments to be made by the Company with respect to the Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Credit Agreement; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to IC 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on December 6, 1989 adopted a Resolution, which Resolution has been previously transmitted hereto, finding that the financing of the Project complies with the purposes and provisions of the Act and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Note; 4) Preliminary Official Statement; 5) Credit Agreement (and the form of the Letter of Credit); and 6) the form of the Series 1989 Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the Project under the terms set forth in the Financing Documents as previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1989 Bonds, the loan of the net proceeds thereof to the Company for the purposes of affecting the financing of the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Series 1989 Bonds in an aggregate principal amount not to exceed Two Million Eight Hundred Fifty-Five Thousand Dollars (\$2,855,000) for the purpose of procuring funds to loan to the Company in order to finance the Project, which Series 1989 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Series 1989 Note in the principal amount equal to the aggregate principal amount of the Series 1989 Bonds which Note will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1989 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Series 1989 Bonds to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 10%. The use of an Official Statement in substantially the same form as the Preliminary Official Statement approved herein is approved for use and distribution in connection with the marketing of the Series 1989 Bonds.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein and any other document which may be necessary or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1989 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1989 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1989 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without

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further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Series 1989 Bonds, and after the issuance of said Series 1989 Bonds, this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Series 1989 Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 651, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 651, 1989, on December 6, 1989. The proposal authorizes the issuance of the City of Indianapolis Economic Development Refunding Revenue Bonds (Rand McNally and Company Project), Series 1989, in an aggregate principal amount not to exceed \$8,000,000 to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Rand McNally and Company Project) and approving and authorizing other actions in respect thereto. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Schneider moved, seconded by Councillor Brooks, for adoption. Proposal No. 651, 1989, was adopted on the following roll call vote; viz:

*27 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

*0 NAYS*

*2 NOT VOTING: Howard, Williams*

Proposal No. 651, 1989, was retitled SPECIAL ORDINANCE NO. 21, 1989, and reads as follows:

CITY-COUNTY SPECIAL ORDINANCE NO. 21, 1989

A SPECIAL ORDINANCE authorizing the issuance of the City of Indianapolis Economic Development Refunding Revenue Bonds (Rand McNally and Company Project), Series 1989, in an aggregate principal amount not to exceed \$8,000,000 to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Rand McNally and Company Project) (the "Original Bonds") and approving and authorizing other actions in respect thereto.

WHEREAS, Indiana Code, Title 36, Article 7, Chapters 11.9 and 12, and Indiana Code, Title 5, Article 1, Chapter 5 (collectively, the "Act"), have been enacted by the General Assembly of Indiana; and

WHEREAS, the Act declares that the financing and refinancing of economic development facilities constitutes a public purpose; and

WHEREAS, the Act provides that an issuer may, pursuant to the Act, issue revenue bonds and lend the proceeds thereof to a corporation for the purpose of refunding bonds issued for the purpose of financing costs of acquisition or construction of facilities, including real and personal property, for diversification of economic development and promotion of job opportunities in or near such issuer; and

WHEREAS, the Act provides that such bonds may be secured by a trust indenture between the Issuer and a corporate trustee; and

WHEREAS, City of Indianapolis, Indiana (the "Issuer") intends to issue its Economic Development Refunding Revenue Bonds (Rand McNally and Company Project), Series 1989, in order to obtain funds to lend to Rand McNally and Company, a Delaware corporation (the "Company"), in an aggregate principal amount not to exceed \$8,000,000 (the "Series 1989 Bonds") pursuant to the Trust Indenture dated as of December 1, 1989 (the "Indenture") between the Issuer and INB National Bank, as Trustee (the "Trustee"), and pursuant to the Loan Agreement dated as of December 1, 1989 (the "Loan Agreement") between the Issuer and the Company; and pursuant to the Tax Exemption Certificate and Agreement among the Issuer, the Company, and the Trustee to be dated of closing (the "Tax Exemption Agreement"); and pursuant to the Purchase Contract among the Issuer, the Company and Bond Purchaser named therein to be dated the date of closing (the "Purchase Contract"); and pursuant to the Placement



Agreement from First Union National Bank of North Carolina (the "Placement Agent") to the Issuer to be dated the date of closing (the "Placement Agreement"); and pursuant to the Security Agreement between the Company and First Union National Bank of North Carolina (the "Bank") dated as of December 1, 1989; and pursuant to the Promissory Note from the Company to the Issuer, dated the date of closing (the "Note"); and pursuant to the Letter of Credit and Reimbursement Agreement (and the form of the Letter of Credit attached thereto) dated as of December 1, 1989 (the "Reimbursement Agreement") for the purpose of affecting a current refunding of the outstanding principal amount of the City of Indianapolis Economic Development First Mortgage Revenue Bonds, Series 1985 (Rand McNally and Company Project) (the "Original Bonds"), which were issued for the purpose of financing the cost of acquisition and installation of two major printing presses and other supplementary equipment; the acquisition, construction, installation and equipping various site improvements at the facilities; and the acquisition and installation of machinery, equipment and furnishings for use in the facilities located at 3131 North Franklin Road in Indianapolis, Indiana (the "Project"); and

WHEREAS, the Loan Agreement provides for the repayment by the Company of the loan of the proceeds of the Series 1989 Bonds and further provides (i) for the Company's repayment obligation to be evidenced by the Company's Note, (ii) such loan and the Note to be secured by the lien and security interest therein provided for, (iii) for the issuance of the Letter of Credit (as defined in the Loan Agreement) under the Reimbursement Agreement; and

WHEREAS, pursuant to the Indenture, the Issuer will endorse the Note without recourse and assign certain of its rights under the Loan Agreement as security for the Bonds which are payable solely and only out of the payments to be made by the Company with respect to the Note, and any other Notes issued under the Loan Agreement except to the extent paid out of Bond proceeds and proceeds of condemnation and insurance and the Letter of Credit issued pursuant to the Reimbursement Agreement; and

WHEREAS, the Indianapolis Economic Development Commission after a public hearing conducted pursuant to IC 36-7-12-24 and Section 147(f) of the Internal Revenue Code of 1986, as amended, on December 6, 1989 adopted a Resolution which Resolution has been previously transmitted hereto, finding that the current refunding of the Original Bonds which were issued to finance the Project which will continue to be owned by Rand McNally and Company complies with the purposes and provision of the Act and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the 1) Indenture; 2) Loan Agreement; 3) Tax Exemption Certificate and Agreement; 4) Purchase Contract; 5) Note; 6) Placement Agreement among the Issuer, the Company, and Bank One, Indianapolis, N.A., as Placement Agent; 7) Private Placement Memorandum; 8) the Reimbursement Agreement (and the form of the Letter of Credit attached thereto), and 9) the form of the Series 1989 Bonds (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the current refunding of the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of the Series 1989 Bonds, the loan of the net proceeds thereof to the Company for the purposes of affecting the current refunding of the Project, and the repayment of said loan by the company will be of benefit to the health or general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved, and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Series 1989 Bonds in an aggregate principal amount not to exceed \$8,000,000 for the purpose of procuring funds to loan to the Company in order to affect a current refunding of the Original Bonds which Series 1989 Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Note in the principal amount of equal to the aggregate principal amount of the Series 1989 Bonds which will be executed and delivered by the Company to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Series 1989 Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Series 1989 Bonds to the purchaser or purchasers thereof at a price equal to 100% of the principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 15%.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein and any other document which may be necessary



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or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Series 1989 Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Series 1989 Bonds to the purchaser or purchasers thereof payment for which will be made in the manner set forth in the Financing Documents. The Series 1989 Bonds shall be dated the date of closing this transaction. The Mayor and City Clerk may by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Series 1989 Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of this City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a) through (a)(10).

SECTION 6. The provisions of this Special Ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder of the Series 1989 Bonds and after the issuance of said Series 1989 Bonds, this Special Ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder so long as said Series 1989 Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 675, 1989. Introduced by Councillor Borst. The Clerk read the proposal entitled "REZONING ORDINANCE certified by the Metropolitan Development Commission on December 15, 1989". The Council did not schedule Proposal No. 675, 1989, for hearing pursuant to IC 36-7-4-608. Proposal No. 675, 1989, was retitled REZONING ORDINANCE NO. 218, 1989, and is identified as follows:

REZONING ORDINANCE NO. 218, 1989. 89-Z-144 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14  
405 SOUTH SHORTRIDGE ROAD, INDIANAPOLIS.  
CAPITOL DEVELOPMENT CORPORATION, by Michael J. Kias, requests the rezoning of 5.545 acres, being in the A-2 district, to the D-11 classification to provide for the expansion of an existing mobile home park.

PROPOSAL NOS. 676 - 683, 1989. Introduced by Councillor Borst. The Clerk read the proposals entitled "REZONING ORDINANCES certified by the Metropolitan Development Commission on December 15, 1989". The Council did not schedule Proposal Nos. 676 - 683, 1989, for hearing pursuant to IC 36-7-4-608. Proposal Nos. 676 - 683, 1989, were retitled REZONING ORDINANCE NOS. 219 - 226, 1989, and are identified as follows:

REZONING ORDINANCE NO. 219, 1989. 89-Z-169 89-DP-8 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
7523 MARSH ROAD, INDIANAPOLIS.  
LUMBERMAN'S LIFE INSURANCE COMPANY, by William F. LeMond, requests the rezoning of 81.50 acres, being in the A-2 district, to the D-P classification to provide for the single family housing and two-family condominium-type housing.

REZONING ORDINANCE NO. 220, 1989. 89-Z-189 PIKE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 1  
5710 GEORGETOWN ROAD, INDIANAPOLIS.  
TIMBER PARK DEVELOPMENT CORPORATION, by John W. Van Buskirk, requests the rezoning of 23.5 acres, being in the SU-3 and D-6 II districts, to the C-S classification to provide for a mixed use commercial development including all C-2 uses, retail convenience/service establishments, personal service establishments, post office, professional service establishments, mini-warehouses, miniature golf and an indoor commercial amusement/recreation facility.

REZONING ORDINANCE NO. 221, 1989. 89-Z-203 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 14.  
5804 BROOKVILLE ROAD, INDIANAPOLIS.  
DAVID A. COMSTOCK, by Stephen D. Mears, requests the rezoning of 1.03 acres, being in the C-5 and D-5 districts, to the C-5 classification to provide for commercial development.

REZONING ORDINANCE NO. 222, 1989. 89-Z-211 WASHINGTON TOWNSHIP  
COUNCILMANIC DISTRICT NO. 4.  
2501 EAST 86TH STREET, INDIANAPOLIS.  
JAMES D. DORA, by Mary E. Solada, requests the rezoning of 4.87 acres, being in the A-2 district, to the C-S classification to provide for the development of a residential hotel.

REZONING ORDINANCE NO. 223, 1989. 89-Z-212 FRANKLIN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13.  
7638 ACTON ROAD, INDIANAPOLIS.

MICHAEL F. AND SHEILA D. WALKER, by David A. Retherford, request the rezoning of 1 acre, being in the A-2 and D-5 districts, to the C-S classification to provide for the construction of two buildings and bulk storage tanks for the expansion of a service station and oil company.

REZONING ORDINANCE NO. 224, 1989. 89-Z-216 PERRY TOWNSHIP  
COUNCILMANIC DISTRICT NO. 25.

4951 SOUTH HARDING STREET (REAR), INDIANAPOLIS.

LAFARGE CORPORATION, by Thomas Michael Quinn, requests the rezoning of 7.80 acres, being in the C-7 district, to the I-3-S classification to permit the development of eight-nine foot tall cement storage bins with warehousing and without public street frontage.

REZONING ORDINANCE NO. 225, 1989. 89-Z-223 WARREN TOWNSHIP  
COUNCILMANIC DISTRICT NO. 13.

116 SOUTH MUESSING STREET, INDIANAPOLIS.

FIRST BAPTIST CHURCH OF CUMBERLAND requests the rezoning of 6 acres, being in the D-5 district, to the SU-1 classification to provide for an addition to a legally established non-conforming church.

REZONING ORDINANCE NO. 226, 1989. 89-Z-236 WAYNE TOWNSHIP  
COUNCILMANIC DISTRICT NO. 18.

6231 WEST WASHINGTON STREET, INDIANAPOLIS.

CARL W. RITCHIE, by Stephen D. Mears, requests the rezoning of 3.41 acres, being in the C-S district, to the C-S classification to provide for the development of a motel and restaurant.

### SPECIAL ORDERS - PUBLIC HEARING

PROPOSAL NO. 540, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 540, 1989, on October 11, 1989. The proposal appropriates \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program. By a 4-3-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. On the advice of Deputy Auditor Rob Wilkes, Councillor Dowden moved, seconded by Councillor Holmes, to strike Proposal No. 540, 1989. Proposal No. 540, 1989, was stricken by unanimous voice vote.

PROPOSAL NO. 652, 1989. Councillor Schneider reported that the Economic Development Committee heard Proposal No. 652, 1989, on December 6, 1989. The proposal authorizes the issuance of City of Indianapolis Economic Development Revenue Bonds, Series 1989 (Altec Industries, Inc. Project) in an aggregate principal amount not to exceed \$2,000,000 and approving and authorizing other actions in respect thereto. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:47 p.m. There being no one present to testify, Councillor Schneider moved, seconded by Councillor Brooks, for adoption. Proposal No. 652, 1989, was adopted on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

0 NAYS

4 NOT VOTING: *Golc, Howard, Mukes-Gaither, Williams*

Proposal No. 652, 1989, was retitled SPECIAL ORDINANCE NO. 22, 1989, and reads as follows:

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CITY-COUNTY SPECIAL ORDINANCE NO. 22, 1989

A SPECIAL ORDINANCE authorizing the issuance of City of Indianapolis Variable Rate Industrial Development Revenue Bonds (Altec Industries, Inc. Project) Series 1989 in an aggregate principal amount not to exceed \$2,000,000 and approving and authorizing other actions in respect thereto under revenue bond authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission.

WHEREAS, the Indianapolis Economic Development Commission has rendered a Report of the Indianapolis Economic Development Commission concerning the proposed financing of economic development facilities for Altec Industries, Inc., and the Metropolitan Development Commission of Marion County has commented thereon; and

WHEREAS, the Indianapolis Economic Development Commission, after a public hearing conducted pursuant to IC 36-7-12-24 on December 13, 1989, adopted a Resolution on that date, which Resolution has been previously transmitted hereto, finding that the financing of certain economic development facilities to be developed by Altec Industries, Inc. (the "Company") consisting of the acquisition, construction, installation and equipping of a facility for the manufacturing, rebuilding, remounting and repair of mobile utility equipment located adjacent to a current facility of the company at 5201 West 84th Street, Indianapolis, Indiana, the acquisition, construction, installation and equipping of various site improvements at the facilities and the acquisition of machinery equipment and furnishings for use in the facilities (the "Project"); which will be initially owned and operated by Altec Industries, Inc. complies with the purposes and provisions of Indiana Code 36-7-11.9 and Indiana Code 36-7-12 (collectively the "Act") and that such financing will be of benefit to the health or general welfare of the City of Indianapolis and its citizens; and

WHEREAS, the Indianapolis Economic Development Commission has approved the final forms of the Indenture of Trust between the City of Indianapolis (the "Issuer") and Bank One, Indianapolis, National Association, as Trustee (the "Trustee"), dated as of December 1, 1989 (the "Indenture"); the Loan Agreement between the Issuer and the Company, dated as of December 1, 1989 (the "Loan Agreement"); the Mortgage and Security Agreement between the Company and the Trustee, dated as of December 1, 1989 (the "Mortgage"); the Reimbursement Agreement (and the form of the Letter of Credit attached thereto) between the Company and the First National Bank of Atlanta (the "Letter of Credit Bank"), dated as of December 1, 1989 (the "Reimbursement Agreement"); the Note from the Company to the Issuer, dated December 1, 1989 (the "Note"); the Bond Guaranty Agreement between the Company and the Issuer, dated as of December 1, 1989 (the "Guaranty"); the Preliminary Official Statement; and the form of the City of Indianapolis, Indiana Variable Rate Industrial Development Revenue Bonds (Altec Industries, Inc. Project) Series 1989 (the "Bonds") (hereinafter referred to collectively as the "Financing Documents") by Resolution adopted prior in time to this date, which Resolution has been transmitted hereto; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. It is hereby found that the financing of the economic development facilities referred to in the Financing Documents consisting of the Project previously approved by the Indianapolis Economic Development Commission now presented to this City-County Council, the issuance and sale of its revenue bonds, the loan of the net proceeds thereof to the Company for the purposes of financing the Project, and the repayment of said loan by the Company will be of benefit to the health or general welfare of the City of Indianapolis and its citizens and does comply with the purposes and provisions of the Act.

SECTION 2. The forms of the Financing Documents approved by the Indianapolis Economic Development Commission are hereby approved and all such documents shall be inserted in the minutes of the City-County Council and kept on file by the Clerk of the Council or City Controller. Two (2) copies of the Financing Documents are on file in the office of the Clerk of the Council for public inspection.

SECTION 3. The City of Indianapolis shall issue its Bonds in an aggregate principal amount not to exceed \$2,000,000 for the purpose of procuring funds to loan to the Company in order to finance the economic development facilities, heretofore referred to as the Project, which is more particularly set out in the Financing Documents incorporated herein by reference, which Bonds will be payable as to principal, premium, if any, and interest solely from the payments made by the Company on its Note in the principal amount equal to the aggregate principal amount of the Bonds issued, which Note will be executed and delivered by Altec Industries, Inc. to evidence and secure said loan and as otherwise provided in the above described Financing Documents. The Bonds shall never constitute a general obligation of, an indebtedness of, or charge against the general credit of the City of Indianapolis.

SECTION 4. The City Clerk and City Controller are authorized and directed to sell such Bonds to Porter, White & Yardley, Inc. (the "Underwriter") at a price of 100% of the aggregate principal amount thereof, plus accrued interest, if any, and at a stated per annum rate of interest not to exceed 12%.

SECTION 5. The Mayor and City Clerk are authorized and directed to execute those Financing Documents which require the signature of the Mayor and City Clerk approved herein, and any other document which may be necessary



or desirable to consummate the transaction, and their execution is hereby confirmed on behalf of the City of Indianapolis. The signatures of the Mayor and City Clerk on the Bonds may be facsimile signatures. The City Clerk and City Controller are authorized to arrange for the delivery of such Bonds to the purchaser or purchasers thereof, payment for which will be made in the manner set forth in the Financing Documents. The Mayor and City Clerk may, by their execution of the Financing Documents requiring their signatures and imprinting of their facsimile signatures on the Bonds or their manual signatures thereof, approve changes therein and also in those Financing Documents which do not require the signature of the Mayor and/or City Clerk without further approval of the City-County Council or the Indianapolis Economic Development Commission if such changes do not affect terms set forth in IC 36-7-12-27(a)(1) through (a)(10).

SECTION 6. The provisions of this ordinance and the Financing Documents shall constitute a contract binding between the City of Indianapolis and the holder or holders of the Bonds, and after the issuance of said Bonds this ordinance shall not be repealed or amended in any respect which would adversely affect the right of such holder or holders so long as said Bonds or the interest thereon remains unpaid.

SECTION 7. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 619, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 619, 1989, on December 11, 1989. The proposal appropriates \$204,000 for the Department of Administration, Office of the Director, to cover a projected shortage in the Workmen's Compensation Fund financed from the respective departments. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

The President called for public testimony at 7:49 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Giffin, for adoption. Proposal No. 619, 1989, was adopted on the following roll call vote; viz:

26 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

3 NOT VOTING: *Dowden, Howard, Schneider*

Proposal No. 619, 1989, was retitled FISCAL ORDINANCE NO. 131, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 131, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) appropriating an additional Two Hundred Four Thousand Dollars (\$204,000) in the City General Fund for purposes of the Department of Administration, Office of the Director, and reducing the unappropriated and unencumbered balance in the City General Fund.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Office of the Director, to receive money that has been appropriated from other departments to cover a projected shortage in the Workmen's Compensation Fund.

SECTION 2. The sum of Two Hundred Four Thousand Dollars (\$204,000) be, and the same is hereby appropriated for the purposes as shown in Section 3 by reducing the unappropriated balances as shown in Section 4.

SECTION 3. The following additional appropriations are hereby approved:

DEPARTMENT OF ADMINISTRATION,  
OFFICE OF THE DIRECTOR

3. Other Services and Charges  
TOTAL INCREASE

CITY GENERAL FUND

\$204,000  
\$204,000



December 18, 1989

SECTION 4. The said additional appropriations are funded by the following reductions:

	<u>CITY GENERAL FUND</u>
Unappropriated and Unencumbered	
City General Fund	<u>\$204,000</u>
TOTAL REDUCTION	\$204,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 640, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 640, 1989, on December 11, 1989. The proposal approves the issuance of warrants for the City of Indianapolis during the period of January 1, 1990 to December 31, 1990. Councillor Rhodes stated that these are the normal tax anticipation warrants that are done annually. There is a slight difference this year in that it does include potential tax anticipation borrowing for the sinking funds. Because of the fact that the reassessment may not be done in time, the tax bills may not go out in time. Therefore the property tax money may not be in the hands of the County Treasurer by the time the payments are due. By a 4-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillors Brooks and Schneider both stated that the local financial institutions should have the opportunity to bid on these warrants. It was their opinion that the Council should look into the matter. President SerVaas suggested to Councillor Rhodes that the Administration Committee should review the bidding system next year.

The President called for public testimony at 8:00 p.m. There being no one present to testify, Councillor Rhodes moved, seconded by Councillor Coughenour, for adoption. Proposal No. 640, 1989, was adopted on the following roll call vote; viz:

*22 YEAS: Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West*

*3 NAYS: Brooks, Shaw, Williams*

*4 NOT VOTING: Howard, Jones, Mukes-Gaither, Solenberg*

Proposal No. 640, 1989, was retitled FISCAL ORDINANCE NO. 132, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 132, 1989

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing the City of Indianapolis ("City") to make temporary loans for the use of the Consolidated County Fund, the Park District Fund, the Flood Control General Fund, the Consolidated City Police Force Account, the Police Pension Fund, the Consolidated City Fire Force Account, the Firemen's Pension Fund, the Sanitary Solid Waste General Fund, the City General Sinking Fund, the Redevelopment District Sinking Fund, the Sanitary District Sinking Fund, the Flood Control District Sinking Fund, the Metropolitan Thoroughfare District Sinking Fund and the Park District Sinking Fund during the period January 1, 1990, through December 31, 1990, in anticipation of current taxes levied in the year 1989 and collectible in the year 1990 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the taxes to be received in said Funds to the payment of said Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Controller has represented and the City-County Council now finds:

(a) that there will be insufficient funds in the Consolidated County Fund to meet the current expenses of the Consolidated County Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the Consolidated County Fund will collectively amount to more than Seven Million Seven Hundred Thousand Dollars (\$7,700,000) and the interest cost of making temporary loans for the Consolidated County Fund;

(b) that there will be insufficient funds in the Park District Fund to meet the current expenses of the Park District Fund prior to the 1990 distributions of Taxes to be levied for said Fund and the 1990 distributions of Taxes to be collected for the Park District Fund will collectively amount to more than Eight Million One Hundred Thousand Dollars (\$8,100,000) and the interest cost of making temporary loans for the Park District Fund;

(c) that there will be insufficient funds in the Flood Control General Fund to meet the current expenses of the Flood Control General Fund payable from said Fund prior to the 1990 distributions of Taxes levied for said Fund, and that the Board of Public Works of the City has requested the City to obtain temporary loans and issue Warrants to evidence such loans for the Flood Control General Fund in the maximum principal amount of One Million Three Hundred Fifty Thousand Dollars (\$1,350,000) payable from the 1990 distributions of Taxes levied for said Fund;

(d) that there will be insufficient funds in the Consolidated City Police Force Account to meet the current expenses payable from Consolidated City Police Force Account prior to the 1990 distributions of Taxes levied for said Account, and the 1990 distributions of Taxes to be collected for the Consolidated Police Force Account will collectively amount to more than Twenty-four Million Four Hundred Thousand Dollars (\$24,400,000) and the interest cost of making temporary loans for the Consolidated City Police Force Account;

(e) that there will be insufficient funds in the Police Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1990 distributions of Taxes levied for said Fund, and the 1990 distributions of Taxes collected for the Police Pension Fund will collectively amount to more than Three Million Five Hundred Fifty Thousand Dollars (\$3,550,000) and the interest cost of making temporary loans for the Police Pension Fund;

(f) that there will be insufficient funds in the Consolidated City Fire Force Account to meet the current expenses payable from said Account prior to the 1990 distributions of Taxes levied for said Account, and the 1990 distributions of Taxes to be collected for the Consolidated City Fire Force Account will collectively amount to more than Twenty One Million One Hundred Fifty Thousand Dollars (\$21,150,000) and the interest cost of making temporary loans for the Consolidated City Fire Force Account;

(g) that there will be insufficient funds in the Firemen's Pension Fund to meet the current expenses for the payment of pensions and benefits to retired members and dependents of deceased members and other death benefits payable from said Fund prior to the 1990 distributions of Taxes levied for said Fund, and the 1990 distributions of Taxes to be collected for the Firemen's Pension Fund will collectively amount to more than Five Million Dollars (\$5,000,000) and the interest cost of making temporary loans for the Firemen's Pension Fund;

(h) that there will be insufficient funds in the Sanitary Solid Waste General Fund to meet the current expenses of the Sanitary Solid Waste General Fund prior to the 1990 distributions of Taxes levied for said Fund, and that the Board of Public Works of the City has requested the City to obtain temporary loans and issue Warrants to evidence such loans, and the 1990 distributions will collectively amount to more than Ten Million Seven Hundred Thousand Dollars (\$10,700,000) and the interest cost of making temporary loans for the Sanitary Solid Waste General Fund; and

(i) that there will be insufficient funds in the City General Sinking Fund to meet the current expenses of the City General Sinking Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the City General Sinking Fund will collectively amount to more than Two Million Dollars (\$2,000,000) and the interest cost of making temporary loans for the City General Sinking Fund;

(j) that there will be insufficient funds in the Redevelopment District Sinking Fund to meet the current expenses of the Redevelopment District Sinking Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the Redevelopment District Sinking Fund will collectively amount to more than Five Hundred Fifty Thousand Dollars (\$550,000) and the interest cost of making temporary loans for the Redevelopment District Sinking Fund;

(k) that there will be insufficient funds in the Sanitary District Sinking Fund to meet the current expenses of the Sanitary District Sinking Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the Sanitary District Sinking Fund will collectively amount to more than Ten Million Three Hundred Thousand Dollars (\$10,300,000) and the interest cost of making temporary loans for the Sanitary District Sinking Fund;

(l) that there will be insufficient funds in the Flood Control District Sinking Fund to meet the current expenses of the Flood Control District Sinking Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the Flood Control District Sinking Fund will collectively amount to more than Two Million One Hundred Thousand Dollars (\$2,100,000) and the interest cost of making temporary loans for the Flood Control District Sinking Fund;

(m) that there will be insufficient funds in the Metropolitan Thoroughfare District Sinking Fund to meet the current expenses of the Metropolitan Thoroughfare District Sinking Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the Metropolitan Thoroughfare District Sinking Fund will collectively amount to more than Six Million One Hundred Fifty Thousand Dollars (\$6,150,000) and the interest cost of making temporary loans for the Metropolitan Thoroughfare District Sinking Fund;

(n) that there will be insufficient funds in the Park District Sinking Fund to meet the current expenses of the Park District Sinking Fund, payable from said Fund prior to the 1990 distributions of Taxes levied for such account and the 1990 distributions of Taxes to be collected for the Park District Sinking Fund will collectively amount to more than One Million Seven Hundred Thousand Dollars (\$1,700,000) and the interest cost of making temporary loans for the Park District Sinking Fund;

WHEREAS, a necessity exists for the making of temporary loans for said Funds and Accounts in anticipation of Taxes for said Funds and Accounts actually levied for the year 1989 and in course of collection for the year 1990; now, therefore:

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated County Fund of the City in the maximum principal amount of Seven Million Seven Hundred Thousand Dollars (\$7,700,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Consolidated County Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated County Fund from the 1990 distributions of Taxes for the Consolidated County Fund, to the Consolidated County Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Consolidated County Fund, 1990 Budget Fund No. 102, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The City is authorized to borrow on temporary loans for the use and benefit of the Park District Fund of the City in the maximum principal amount of Eight Million One Hundred Thousand Dollars (\$8,100,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Park District Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Park District Fund, to the Park District Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Park District Fund, 1990 Budget Fund No. 170, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The City is authorized to borrow on temporary loans for the use and benefit of the Flood Control General Fund of the City in the maximum principal amount of One Million Three Hundred Fifty Thousand Dollars (\$1,350,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Flood Control General Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Flood Control General Fund, to the Flood Control General Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Flood Control General Fund, 1990 Budget Fund No. 140, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Police Force Account of the City in the maximum principal amount of Twenty-four Million Four Hundred Thousand Dollars (\$24,400,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Consolidated City Police Force Account, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Police Force Account, to the Consolidated City Police Force Account, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Consolidated City Police Force Account, 1990 Budget Fund No. 160, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. The City is authorized to borrow on temporary loans for the use and benefit of the Police Pension Fund of the City in the maximum principal amount of Three Million Five Hundred Fifty Thousand Dollars (\$3,550,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Police Pension Fund, and there is hereby appropriated



and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Police Pension Fund, to the Police Pension Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Police Pension Fund, 1990 Budget Fund No. 810, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 6. The City is authorized to borrow on temporary loans for the use and benefit of the Consolidated City Fire Force Account of the City in the maximum principal amount of Twenty One Million One Hundred Fifty Thousand Dollars (\$21,150,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Consolidated City Fire Force Account, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Consolidated City Fire Force Account, to the Consolidated City Fire Force Account, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Consolidated City Fire Force Account, 1990 Budget Fund No. 161, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 7. The City is authorized to borrow on temporary loans for the use and benefit of the Firemen's Pension Fund of the City in the maximum principal amount of Five Million Dollars (\$5,000,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Firemen's Pension Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Firemen's Pension Fund, to the Firemen's Pension Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Firemen's Pension Fund, 1990 Budget Fund No. 811, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 8. The City is authorized to borrow on temporary loans for the use and benefit of the Sanitary Solid Waste General Fund of the City in the maximum principal amount of Ten Million Seven Hundred Thousand Dollars (\$10,700,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Sanitary Solid Waste General Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Sanitary Solid Waste General Fund, to the Sanitary Solid Waste General Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Sanitary Solid Waste General Fund, 1990 Budget Fund No. 130, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 9. The City is authorized to borrow on temporary loans for the use and benefit of the City General Sinking Fund of the City in the maximum principal amount of Two Million Dollars (\$2,000,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the City General Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the City General Sinking Fund from the 1990 distributions of Taxes for the City General Sinking Fund, to the City General Sinking Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the City General Sinking Fund, 1990 Budget Fund No. 310, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 10. The City is authorized to borrow on temporary loans for the use and benefit of the Redevelopment District Sinking Fund of the City in the maximum principal amount of Five Hundred Fifty Thousand Dollars (\$550,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Redevelopment District Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Redevelopment District Sinking Fund from the 1990 distributions of Taxes for the Redevelopment District Sinking Fund, to the Redevelopment District Sinking Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Redevelopment District Sinking Fund, 1990 Budget Fund No. 320 Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 11. The City is authorized to borrow on temporary loans for the use and benefit of the Sanitary District Sinking Fund of the City in the maximum principal amount of Ten Million Three Hundred Thousand Dollars (\$10,300,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Sanitary District Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Sanitary District Sinking Fund from the 1990 distributions of Taxes for the Sanitary District Sinking



Fund, to the Sanitary District Sinking Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Sanitary District Sinking Fund, 1990 Budget Fund No. 330, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 12. The City is authorized to borrow on temporary loans for the use and benefit of the Flood Control District Sinking Fund of the City in the maximum principal amount of Two Million One Hundred Thousand Dollars (\$2,100,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Flood Control District Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Flood Control District Sinking Fund from the 1990 distributions of Taxes for the Flood Control District Sinking Fund, to the Flood Control District Sinking Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Flood Control District Sinking Fund, 1990 Budget Fund No. 340, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 13. The City is authorized to borrow on temporary loans for the use and benefit of the Metropolitan Thoroughfare District Sinking Fund of the City in the maximum principal amount of Six Million One Hundred Fifty Thousand Dollars (\$6,150,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Metropolitan Thoroughfare District Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Metropolitan Thoroughfare District Sinking Fund from the 1990 distributions of Taxes for the Metropolitan Thoroughfare District Sinking Fund, to the Metropolitan Thoroughfare District Sinking Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Metropolitan Thoroughfare District Sinking Fund, 1990 Budget Fund No. 350, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 14. The City is authorized to borrow on temporary loans for the use and benefit of the Park District Sinking Fund of the City in the maximum principal amount of One Million Seven Hundred Thousand Dollars (\$1,700,000) in anticipation of Taxes for the Fund for the year 1990, which loans shall be evidenced by the Warrants. The Warrants, including interest, shall be payable from the Park District Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Park District Sinking Fund from the 1990 distributions of Taxes for the Park District Sinking Fund, to the Park District Sinking Fund, the 1990 Budget Payments of Loans (hereby created) for the payment of the principal of the Warrants evidencing such temporary loans, and the Park District Sinking Fund, 1990 Budget Fund No. 370, Character 3, Other Services and Charges, Interest (Temporary Loans) and the amount of interest on the principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 15. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates not to exceed a maximum rate of ten percent per annum, to be determined as hereinafter provided in Section 16 and subsection

(b). The Warrants for each Fund or Account may be issued in one series, designated Series 1990 Warrants ("Series 1990 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The Series A Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the distribution of Taxes scheduled for June 1990 for that Fund or Account. The Series B Warrants for each Fund or Account may be issued in an amount not to exceed the amount of the December 1990 distribution of Taxes for that Fund or Account. The 1990 Warrants for each Fund or Account may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. All Series A Warrants shall mature and be payable not later than December 31, 1990 but shall be subject to mandatory redemption on two business days' notice to the owners of the Series A Warrants on June 30, 1990 if Taxes have been received from a distribution or advance from the Marion County Auditor, or after June 30, 1990 within one business day of the receipt of Taxes for the Fund for which the Warrant was issued in an amount sufficient to repay that Warrant, either from the distribution of Taxes from first installment payable in 1990 or from an advance from the County Auditor. All Series B Warrants and 1990 Warrants shall mature and be payable not later than December 31, 1990. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(c) With regard to the Series A Warrants, the interest rate on the Series A Warrants will be determined as provided in Section 16 unless the Series A Warrants are owned by the Bond Bank and are not redeemed on or before July 31, 1990. If the Series A Warrants have not been redeemed and paid in full on or before July 31, 1990, and the Series A Warrants are owned by the Bond Bank (as defined below), the interest rate will be adjusted to a rate no greater than the rate necessary to enable the Bond Bank (as defined below) to sell its obligations issued to refinance its investment in the Series A Warrants at par. The interest rate on the Series A Warrants shall be adjusted on August 1, 1990 and on the first day of each month thereafter until the Series A Warrants are paid.

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SECTION 16. (a) The Controller may sell the Warrants in one or more series as set forth in Section 15, pursuant to either subsection (b) or (c) of this section. The Controller is hereby authorized and directed to have said Warrants prepared, and the Mayor, Controller and Clerk are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form hereinafter provided.

(b) The Controller may sell any or all the Warrants to The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") pursuant to I.C. 5-1.4 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Controller and the Bond Bank. In the event of a sale of such Warrants to the Bond Bank, the Mayor, Controller and Clerk are authorized to execute a purchase agreement with the Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank as a condition to the purchase of such Warrants.

(c) The Controller may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Controller shall cause to be published to notice of sale twice, with first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the City, as provided by I.C. 5-3-1. All bids at public sale for said Warrants shall be sealed and shall be presented to the Controller at his office, and all bids shall name the rate or rates of interest for said Warrants, or portion thereof bid for. If sold at public sale, said Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the City determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Controller shall have the right to reject any and all bids at public sale. The proper officers of the City are authorized to deliver the Warrants in one or more series to the purchaser or purchasers of said Warrants at public sale in exchange for the agreed purchase price in immediately available funds. The Warrants may all be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understanding with respect to said delivery by and between the Controller and the purchaser of the Warrants at public sale.

SECTION 17. The Warrants shall be issued in substantially the following form (all blanks, including the appropriate amount, dates, statutory citation, and other data, to be properly completed prior to the execution and delivery thereof):

No. \_\_\_\_\_

Principal \$ \_\_\_\_\_

CITY OF INDIANAPOLIS  
TAX ANTICIPATION TIME WARRANT, SERIES \_\_\_\_\_  
\_\_\_\_\_(FUND)(ACCOUNT)

On the \_\_\_\_\_ date of \_\_\_\_\_, 1990 (unless redeemed prior to maturity as set forth below), the City of Indianapolis ("City"), Marion County, Indiana promises to pay (to the bearer) (to The Indianapolis Local Public Improvement Bond Bank), at the office of the Marion County Treasurer, ex officio Treasurer of the City, or \_\_\_\_\_, the sum of \_\_\_\_\_ (\$ \_\_\_\_\_), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of \_\_\_\_\_% per annum on the amount advanced for the period of the advance [through June 30, 1990], except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B shall bear interest at a rate of \_\_\_\_\_% per annum. [Insert for Series A - the interest rate on this Warrant shall be adjusted on August 1, 1990 and on the first day of each month thereafter as provided in the ordinance authorizing the issuance of this Warrant.] This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year of 1989, and payable in (the first installment) (the second installment) for the year 1990 ("Taxes"), which Taxes are now in course of collection for the \_\_\_\_\_ of the City, with which to pay general, current operating expenses of the \_\_\_\_\_.

[Insert for Series A Warrant - This Warrant is subject to mandatory redemption upon two business days' notice to the Owner of this Warrant prior to maturity on June 30, 1990 if Taxes have been received from a distribution or an advance from the Marion County Auditor, or after June 30, 1990 within one business day of the receipt of Taxes for the \_\_\_\_\_ Fund [Account] in an amount sufficient to repay this Warrant, either from the distribution of Taxes from the first installment payable in 1990 or from an advance from the Marion County Auditor, at a price equal to the principal amount of this Warrant that has been advanced plus interest accrued to the date of redemption.]

This Warrant is in the principal amount of \_\_\_\_\_ (\$ \_\_\_\_\_), evidencing a temporary loan in anticipation of the Taxes for the \_\_\_\_\_ (Fund)(Account).

The temporary loan was authorized by ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the \_\_\_\_\_ day of \_\_\_\_\_, 1989, for the purpose of providing funds for the \_\_\_\_\_ (Fund)(Account) in compliance with I.C. 36-3-4-22.

December 18, 1989

The consideration for the Warrant is a loan made to the City in anticipation of Taxes levied for the \_\_\_\_\_ (Fund)(Account) of the City for the year of 1989, payable in (the first installment) (the second installment) for the year 1990, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of said Warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the City of Indianapolis has caused the Warrant to be signed in its corporate name by the facsimile signatures of the Mayor, and countersigned by the Controller of the City of Indianapolis, the corporate seal of said City to be hereunto affixed, and attested by the Clerk of the City of Indianapolis.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1990.

CITY OF INDIANAPOLIS

BY: \_\_\_\_\_  
Mayor, City of Indianapolis  
William H. Hudnut, III

COUNTERSIGNED:

BY: \_\_\_\_\_  
Controller, City of Indianapolis  
Fred L. Armstrong

ATTEST:

BY: \_\_\_\_\_  
Clerk, City of Indianapolis  
Beverly S. Rippey

EXHIBIT A

(Advances)

EXHIBIT

(Maximum Monthly Cumulative Advance)

SECTION 17. Said Warrants shall be executed in the name of the City by the facsimile signature of the Mayor, countersigned by the Controller of the City, the corporate seal of said City to be affixed thereto and attested by the Clerk of the City. The Warrants shall be payable at the office of the Marion County Treasurer, the ex officio City Treasurer or the paying agent of the City. The Controller may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 18. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the City or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds will be used exclusively for the purposes of the respective Funds or Accounts.

(b) No portion of the payment of the principal of or interest on the Warrants will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly, be (i) secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substantially constitute a loan of the Warrant proceeds.

(d) The City will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.



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(e) The City represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the City does not qualify for such exception with regard to any of the Warrants the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall be not an event of default under this ordinance, including without limitation subsections (a) through (d) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 14. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 643, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 643, 1989, on December 5, 1989. The proposal approves the issuance of warrants for the County General Fund, the County Welfare Fund, and the County Sinking Funds during the period of January 1, 1990 to December 31, 1990. By a 3-0-2 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Councillor Williams asked if the \$831,000 that is owed the State is included in Proposal No. 643, 1989. Deputy Auditor Rob Wilkes replied that it was not.

Councillor Brooks stated that the local financial institutions should have the opportunity to bid on these warrants.

The President called for public testimony at 8:03 p.m. There being no one present to testify, Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 643, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Clark, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Golc, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West*

0 NAYS

6 NOT VOTING: *Brooks, Dowden, Hawkins, Howard, Mukes-Gaither, Williams*

Proposal No. 643, 1989, was retitled FISCAL ORDINANCE NO. 133, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 133, 1989

A FISCAL ORDINANCE approving temporary tax anticipation borrowing, authorizing Marion County, Indiana ("County") to make temporary loans for the use of the County General Fund, the County Welfare Fund, the County Sinking Fund, the Welfare Sinking Fund and the Advancement Series Sinking Fund ("Funds") during the period January 1, 1990, to December 31, 1990, in anticipation of current taxes levied in the year 1989 and collectible in the year 1990 ("Taxes"), authorizing the issuance of tax anticipation time warrants ("Warrants") to evidence such loans; pledging and appropriating the Taxes to be received in the Funds to the payment of the Warrants, including the interest thereon; and fixing a time when this ordinance shall take effect.

WHEREAS, the Auditor of the County has filed with the Mayor of the City of Indianapolis ("City") an estimate and statement showing the amount of money needed to pay current expenses from the County General Fund, the County Welfare Fund, the County Sinking Fund, the Welfare Sinking Fund and the Advancement Sinking Fund pending the receipt of Taxes actually levied in 1989 and in the process of collection in 1990, and the Mayor did make and enter of record a finding and the Auditor and Mayor have requested the City-County Council to authorize temporary borrowing to procure funds necessary for use by the Funds and to pay the incidental expenses necessary to be incurred in connection with the issuance and sale of Warrants;

WHEREAS, the City-County Council now finds that the request should be granted and:

A. that there will be insufficient funds in the County General Fund to meet the current expenses payable from the County Welfare Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes



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to be collected for the County Welfare Fund will collectively amount to more than Fifty Million Five Hundred Seventy-five Thousand Nine Hundred Eighty-six Dollars (\$50,575,986) and the interest cost of making temporary loans for the County Welfare Fund; and

B. that there will be insufficient funds in the County Welfare Fund to meet the current expenses payable from the County Welfare Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County Welfare Fund will collectively amount to more than Twelve Million Four Hundred Seventy-four Thousand One Hundred Sixty-seven Dollars (\$12,474,167) and the interest cost of making temporary loans for the County Welfare Fund; and

C. that there will be insufficient funds in the County Sinking Fund to meet the current expenses payable from the County Sinking Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the County Sinking Fund will collectively amount to more than Six Hundred Sixty-four Thousand Five Hundred Three Dollars (\$664,503) and the interest cost of making temporary loans for the County Sinking Fund; and

D. that there will be insufficient funds in the Welfare Sinking Fund to meet the current expenses payable from the County General Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the Welfare Sinking Fund will collectively amount to more than One Million One Hundred Seventy-one Thousand Four Hundred Fifty-nine Dollars (\$1,171,459) and the interest cost of making temporary loans for the Welfare Sinking Fund; and

E. that there will be insufficient funds in the Advancement Series Sinking Fund to meet the current expenses payable from the Advancement Series Sinking Fund prior to the distributions of Taxes levied for such Fund, and the distributions of Taxes to be collected for the Advancement Series Sinking Fund will collectively amount to more than One Million Forty-one Thousand Two Hundred Twenty-two Dollars (\$1,041,222) and the interest cost of making temporary loans for the Advancement Series Sinking Fund; and

WHEREAS, a necessity exists for the making of temporary loans for these Funds in anticipation of Taxes actually levied for the year 1989 and in course of collection for the year 1990; now, therefore,

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County General Fund in the maximum principal amount of Fifty Million Five Hundred Seventy-five Thousand Nine Hundred Eighty-six Dollars (\$50,575,986) in anticipation of Taxes for the Fund to be collected for the year 1990, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County General Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the County General Fund from the June and December 1990 distributions of Taxes for the County General Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 2. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County Welfare Fund of the County in the maximum principal amount of Twelve Million Four Hundred Seventy-four Thousand One Hundred Sixty-seven Dollars (\$12,474,167) in anticipation of Taxes for the Fund to be collected for the year 1990, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County Welfare Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the County Welfare Fund from the June and December 1990 distributions of Taxes for the County Welfare Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 3. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the County Sinking Fund of the County in the maximum principal amount of Six Hundred Sixty-four Thousand Five Hundred Three Dollars (\$664,503) in anticipation of Taxes for the Fund to be collected for the year 1990, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the County Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the County Sinking Fund from the June and December 1990 distributions of Taxes for the County Sinking Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 4. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the Welfare Sinking Fund of the County in the maximum principal amount of One Million One Hundred Seventy-one Thousand Four Hundred Fifty-nine Dollars (\$1,171,459) in anticipation of Taxes for the Fund to be collected for the year 1990, which loans shall be evidenced by Warrants.

The Warrants, including interest, shall be payable from the Welfare Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Welfare Sinking Fund from the June and December 1990 distributions of Taxes for the Welfare Sinking Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 5. The Auditor of the County and the Mayor of the City are authorized to borrow in the name of the County on temporary loans for the use and benefit of the Advancement Series Sinking Fund of the County in the maximum principal amount of One Million Forty-one Thousand Two Hundred Twenty-two Dollars (\$1,041,222) in anticipation of Taxes for the Fund to be collected for the year 1990, which loans shall be evidenced by Warrants. The Warrants, including interest, shall be payable from the Advancement Series Sinking Fund, and there is hereby appropriated and pledged to the payment of the Warrants, including interest, a sufficient amount of the Taxes to be received in the Advancement Series Sinking Fund from the June and December 1990 distributions of Taxes for the Advancement Series Sinking Fund, for the payment of the principal of the Warrants evidencing such temporary loan and the amount of interest on such principal computed from the date or dates of the Warrants to their dates of maturity.

SECTION 6. (a) All Warrants issued pursuant to this ordinance shall bear interest at the rate or rates, not to exceed a maximum rate of ten percent per annum, to be determined as provided in Section 7 and subsection (b). The Warrants for each Fund may be issued in one series, designated Series 1990 Warrants ("Series 1990 Warrants") or in two series, designated Series A and Series B ("Series A Warrants" and "Series B Warrants", respectively). The 1990 Warrants for each Fund may be issued in an amount not to exceed the respective amounts set forth herein with interest thereon. The Series A Warrants for each Fund may be issued in an amount no to exceed the amount of the distribution of Taxes scheduled for June 1990 for that Fund. The Series B Warrants for each Fund may be issued in an amount not to exceed the amount of the December 1990 distribution of Taxes for that Fund. All Series A Warrants shall mature and be payable not later than December 31, 1990 but shall be subject to mandatory redemption beginning on June 30, 1990 on the first day that Taxes for the Fund for which the Warrant was payable in 1990 or from the distribution of Taxes from the first installment payable in 1990 or from an advance from the County Auditor. All Series B Warrants and 1990 Warrants shall mature and be payable not later than December 31, 1990. The Warrants shall be dated as of the date or dates of actual delivery of the respective Warrants.

(b) With regard to the Series A Warrants, the interest rate on the Series A Warrants will be determined as provided in Section 7 unless the Series A Warrants are not redeemed on or before July 31, 1990. If the Series A Warrants have not been redeemed and paid in full on or before July 31, 1990, and the Series A Warrants are owned by the Bond Bank (as defined below), the interest rate will be adjusted to a rate no greater than the rate necessary to enable the Bond Bank to sell its obligations issued to finance its investment in the Series A Warrants at par. The interest rate on the Series A Warrants may be adjusted on August 1, 1990 and on the first day of each month thereafter until the Series A Warrants are paid.

SECTION 7. (a) The Auditor may sell the Warrants in one or more series as set forth in Section 6, pursuant to either subsection (b) or (c) of this section. The Auditor is hereby authorized and directed to have the Warrants prepared, and the Board of Commissioners of the County ("Commissioners"), Mayor and Auditor are hereby authorized and directed to execute and attest the Warrants in the manner substantially set out in the form provided below.

(b) The Auditor may sell any or all the Warrants to The Indianapolis Local Public Improvement Bond Bank ("Bond Bank") pursuant to I.C. 5-1.4 or to the Indiana Bond Bank ("Indiana Bond Bank") pursuant to I.C. 5-1.5 on such terms and conditions as are consistent with this ordinance and mutually agreed to between the Auditor and the Bond Bank or the Indiana Bond Bank. In the event of a sale of such Warrants to the Bond Bank or the Indiana Bond Bank, the Commissioners, the Mayor, and the Auditor are authorized to execute a purchase agreement with the Bond Bank or the Indiana Bond Bank in an acceptable form and to do such other actions and execute such documents as may be required by the Bond Bank or the Indiana Bond Bank as a condition to the purchase of such Warrants.

(c) The Auditor may sell any or all the Warrants at public sale. Prior to the sale of the Warrants at public sale, the Auditor shall cause a notice of sale to be published twice, with the first publication at least fifteen days before the date of sale and the second publication at least three days before the sale date, in two newspapers of general circulation, printed in the English language and published in the County, as provided by I.C. 5-3-1. All bids at public sale for the Warrants shall be sealed and shall be presented to the Auditor at his office, and all bids shall name the rate or rates of interest for the Warrants, or portion thereof. If sold at public sale, the Warrants, or portion thereof bid for, shall be awarded to the bidder or bidders offering the lowest net interest cost to the County determined by computing the total interest on all Warrants and deducting any premium. Any premium shall be used solely for the repayment of the principal of and interest on the Warrants. No bid at public sale for less than par shall be considered, and the Auditor shall have the right to reject any and all bids at public sale. The proper officers of the County are authorized to deliver the Warrants to the purchaser or purchasers of the Warrants at public sale in one or more series in exchange for the agreed purchase price in immediately available funds. The Warrants may all be delivered in one or more series at one time or in parcels from time to time, pursuant to any agreements or understandings with respect to said delivery by and between the Auditor and the purchaser of the Warrants at public sale.

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SECTION 8. The tax anticipation time Warrants shall be issued in substantially the following form (all blanks, including the appropriate amount, dates, statutory citation, and other data, to be properly completed prior to the execution and delivery thereof):

No. \_\_\_\_\_

Principal and Interest \$ \_\_\_\_\_

MARION COUNTY  
TAX ANTICIPATION TIME WARRANT, SERIES \_\_\_\_\_  
(FUND)

On the \_\_\_\_\_ date of \_\_\_\_\_, 1990, the Board of Commissioners of the County of Marion, Indiana promises to pay to [bearer] [The Indianapolis Local Public Improvement Bond Bank] [The Indiana Bond Bank], at the office of the Marion County Treasurer the sum of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), or so much of the principal amount of this Warrant (set forth below) as shall have been advanced as shown in Exhibit A plus interest at the rate of \_\_\_\_\_% per annum on the amount advanced for the period of the advance [through June 30, 1990], except that any advance in excess of the Maximum Cumulative Monthly Advance as shown on Exhibit B or which is outstanding after June 30, 1990 shall bear interest at a rate of \_\_\_\_\_% per annum. [Insert for Series A - the interest rate of this Warrant shall be adjusted on August 1, 1990 and on the first day of each month thereafter as provided in the ordinance authorizing the issuance of this Warrant.] This Warrant shall be payable solely out of and from ad valorem property taxes levied in the year 1989, and payable from the [first installment] [second installment] for the year 1990 ("Taxes"), which Taxes are now in the course of collection for the County \_\_\_\_\_ Fund, with which to pay general current operating expenses of the County \_\_\_\_\_ Fund.

[Insert for Series A Warrant - This Warrant is subject to mandatory redemption prior to maturity on or after June 30, 1990 on the first day that Taxes for the \_\_\_\_\_ Fund are available either from the distribution of Taxes from the first installment payable in 1990 or from an advance from the Marion County Auditor at a price equal to the principal amount of this Warrant that has been advanced plus interest accrued to the date of redemption.]

This Warrant in the principal amount of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), evidencing a temporary loan in anticipation of the Taxes for the County \_\_\_\_\_ Fund.

The temporary loan was authorized by ordinance duly adopted by the City-County Council at a meeting thereof duly and legally convened and held on the \_\_\_\_\_ day of \_\_\_\_\_, 1989, for the purpose of providing funds for the County \_\_\_\_\_ Fund, in compliance with I.C. 36-2-6.

The consideration for this Warrant is a loan made to the County in anticipation of Taxes levied for County \_\_\_\_\_ Fund for the year of 1989, payable from the [first installment] [second installment] for the year 1990, and the Taxes so levied are hereby specifically appropriated and pledged to the payment of this Tax Anticipation Time Warrant.

It is hereby certified and recited that all acts, conditions, and things required to be done precedent to the authorization, preparation, complete execution and delivery of the Warrants have been done and performed as provided by law.

IN WITNESS WHEREOF, the Board of Commissioners of Marion County Indiana, has caused the Warrant to be signed in the corporate name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor, and attested by the Auditor, and the corporate seal of the Board of Commissioners to be hereunto affixed.

Dated this \_\_\_\_\_ day of \_\_\_\_\_, 1990.

THE BOARD OF COMMISSIONERS  
OF THE COUNTY OF MARION

BY: \_\_\_\_\_  
Commissioner

BY: \_\_\_\_\_  
Commissioner

BY: \_\_\_\_\_  
Commissioner

COUNTERSIGNED:

BY: \_\_\_\_\_  
Mayor, City of Indianapolis



ATTEST:

BY: \_\_\_\_\_  
Auditor, Marion County

EXHIBIT A

(Advances)

SECTION 9. The Warrants shall be executed in the name of the County by the manual or facsimile signatures of the Commissioners, countersigned by the Mayor of the City, the corporate seal of the County to be affixed thereto and attested by the Auditor of the County. The Warrants shall be payable at the office of the Marion County Treasurer, or the paying agent of the County. The Auditor may pay costs of issuance of the Warrants from the proceeds thereof.

SECTION 10. In order to preserve the exclusion of interest on the Warrants from gross income for federal tax purposes under Section 103 of the Internal Revenue Code of 1986 as amended and in existence on the date of issuance of the Warrants ("Code") and as an inducement to purchasers of the Warrants, the County represents, covenants and agrees that:

(a) No person or entity other than the County or another state or local governmental unit will use proceeds of the Warrants other than as a member of the general public. Warrant proceeds shall be used exclusively for the purposes of the respective Funds.

(b) No payment of the principal of or interest on the Warrant proceeds will (under the terms of the Warrant, this ordinance or any underlying arrangement), directly or indirectly (i) be secured by an interest in property used or to be used for a private business use or payments in respect of such property or (ii) be derived from payments in respect of such property or borrowed money used or to be used for a private business use.

(c) No Warrant proceeds will be loaned to any person or entity other than another state or local governmental unit. No Warrant proceeds will be transferred, directly or indirectly, or deemed transferred to a nongovernmental person in any manner that would in substance constitute a loan of the Warrant proceeds.

(d) The County will not take any action nor fail to take any action with respect to the Warrants that would result in the loss of the exclusion from gross income for federal tax purposes on the Warrants pursuant to Section 103 of the Code, nor will the County act in any other manner which would adversely affect such exclusion.

(e) The County represents that it intends to qualify for the exception to the rebate requirement of Section 148(f) of the Code set forth in Section 148(f)(4)(B) of the Code. However, if the County does not qualify for such exception with regard to any of the Warrants the County will comply with the rebate requirement of Section 148(f) of the Code to the extent necessary to preserve the exclusion from gross income of interest on the Warrants and the Bond Bank or the Indiana Bond Bank obligations issued to purchase the Warrants for federal tax purposes.

(f) It shall be not an event of default under this ordinance, including without limitation subsections (a) through (e) of this Section, if the interest on any Warrants is not excludable from gross income for federal tax purposes or otherwise pursuant to any provision of the Code which is not currently in effect and in existence on the date of issuance of the Warrants.

SECTION 11. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

**SPECIAL ORDERS - UNFINISHED BUSINESS**

PROPOSAL NO. 580, 1989. The proposal appropriates \$210,000 for the County Sheriff to pay additional salaries requested by contractual settlements made after passage of the 1989 budget. Councillor Dowden reported that the Public Safety and Criminal Justice Committee has not heard Proposal No. 580, 1989, and asked that the proposal be stricken. Proposal No. 580, 1989, was stricken by consent.

**SPECIAL ORDERS - FINAL ADOPTION**

PROPOSAL NO. 620, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 620, 1989, on December 11, 1989. The proposal transfers and appropriates \$50,000 for the Department of Administration, CEMD, to provide funds for fuel site projects. By a 6-0 vote, the Committee reported the proposal



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to the Council with the recommendation that it do pass. Councillor Rhodes moved, seconded by Councillor McGrath, for adoption. Proposal No. 620, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West*

0 NAYS

6 NOT VOTING: *Borst, Howard, Mukes-Gaither, Solenberg, Strader, Williams*

Proposal No. 620, 1989, was retitled FISCAL ORDINANCE NO. 134, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 134, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional Fifty Thousand Dollars (\$50,000) in the Consolidated County Fund for purposes of the Department of Administration, Central Equipment Management Division, and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Administration, Central Equipment Management Division, to provide funds for fuel site projects.

SECTION 2. The sum of Fifty Thousand Dollars (\$50,000) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF ADMINISTRATION, <u>CENTRAL EQUIPMENT MANAGEMENT DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
3. Other Services and Charges	\$50,000
TOTAL INCREASE	\$50,000

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF ADMINISTRATION, <u>CENTRAL EQUIPMENT MANAGEMENT DIVISION</u>	<u>CONSOLIDATED COUNTY FUND</u>
2. Supplies	\$50,000
TOTAL REDUCTION	\$50,000

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 621, 1989. Councillor Cottingham asked Councillor Holmes to give the Committee report. Councillor Holmes reported that the County and Townships Committee heard Proposal No. 621, 1989, on December 5, 1989. The proposal transfers and appropriates \$142,500 for the County Treasurer to follow through with a three year capital improvement plan by purchasing additional computer equipment, peripheral equipment and to replace worn furnishings. Proposal No. 621, 1989, was amended in Committee by reducing the appropriation to \$135,500. By a 4-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended. Councillor Holmes moved, seconded by Councillor Rhodes, for adoption.

Councillor Cottingham stated that he is opposed to transferring personnel money for equipment since there are many City-County employees that are paid a salary which is under the poverty level.

Proposal No. 621, 1989, was adopted on the following roll call vote; viz:

25 YEAS: Borst, Boyd, Brooks, Clark, Coughenour, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Strader, West, Williams  
2 NAYS: Cottingham, Shaw  
2 NOT VOTING: Howard, Solenberg

Proposal No. 621, 1989, was retitled FISCAL ORDINANCE NO. 135, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 135, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Thirty-five Thousand Five Hundred Dollars (\$135,500) in the County General Fund for purposes of the County Treasurer and reducing certain other appropriations for that office.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 2.01 (i) of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of enabling the Marion County Treasurer to follow through with a three year capital improvement plan by purchasing additional computer equipment, peripheral equipment and to replace worn furnishings.

SECTION 2. The sum of One Hundred Thirty-five Thousand Five Hundred Dollars (\$135,500) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.

SECTION 3. The following increased appropriation is hereby approved:

<u>COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
2. Supplies	\$ 15,000
3. Other Services and Charges	5,500
4. Capital Outlay	<u>115,000</u>
TOTAL INCREASE	\$135,500

SECTION 4. The said increased appropriation is funded by the following reductions:

<u>COUNTY TREASURER</u>	<u>COUNTY GENERAL FUND</u>
1. Personal Services	<u>\$135,500</u>
TOTAL REDUCTION	\$135,500

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 622, 1989. Councillor Dowden reported that the Public Safety and Criminal Justice Committee heard Proposal No. 622, 1989, on December 6, 1989. The proposal amends the Code of Indianapolis and Marion County, Sec. 23-71, to increase the amount of holiday premium paid to firefighters. By a 6-0-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Dowden stated that Proposal No. 622, 1989 was amended in Committee by deleting the provision in Section 23-71(a)(2) which would grant holiday bonus pay to

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members who are unable to work scheduled holiday shifts because of injuries suffered in the line of duty while responding to an emergency dispatch.

Councillor Dowden moved, seconded by Councillor Schneider, for adoption. Proposal No. 622, 1989, was adopted on the following roll call vote; viz:

28 YEAS: Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams

0 NAYS

1 NOT VOTING: Howard

Proposal No. 622, 1989, was retitled GENERAL ORDINANCE NO. 104, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 104, 1989

A GENERAL ORDINANCE amending the Code of Indianapolis and Marion County, Sec. 23-71, to increase the amount of holiday premium paid to qualified firefighters.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. Section 23-71, Article VII of Chapter 23, of the Code of Indianapolis and Marion County is hereby amended by deleting the text stricken through and inserting the text underlined, so as to read as follows:

Sec. 23-71. Holidays; additional pay:

(a) Suppression Division.

- (1) Additional Pay for Working on a Holiday. Because of the nature of the work of the members of the Indianapolis ~~fire force Fire Department~~, ~~many~~ members assigned to the suppression division ~~therein~~ are often required in the regular rotation of their duties ~~are required~~ to work on the following holidays, when other citizens are free from the duties of their employment, to-wit:

New Year's Day	Independence Day
Presidents Day	Labor Day
Easter Sunday	Veterans Day
Memorial Day	Thanksgiving Day
Discovery Day	Christmas Day

Because of the increased pressures of the work of the fire force and the around-the-clock requirement for those ~~who are engaged in the suppression division such work~~, it is deemed by this city-county council that they shall be granted additional pay of ~~fifty~~ seventy dollars (\$570.00) per day for working on any of the ten (10) listed holidays: ~~for calendar year 1990: seventy-five dollars (\$75.00) per day for working on any of the ten (10) listed holidays for holidays occurring in calendar year 1991 and eighty dollars (\$80.00) per day for working on any of the ten (10) listed holidays for holidays occurring in calendar year 1992 and in subsequent years.~~

(b) Administration Division.

- (1) Holidays Designated. Sworn members of the administration division of the department shall be entitled to the following days as holidays:

<u>New Years Day</u>	<u>Labor Day</u>
<u>Martin Luther King Day</u>	<u>Thanksgiving Day</u>
<u>(third Monday of January)</u>	<u>Friday after Thanksgiving</u>
<u>Presidents Day</u>	<u>Christmas Day</u>
<u>(third Monday of February)</u>	<u>Primary Election Day and</u>
<u>Good Friday</u>	<u>General Election Day in years</u>
<u>Memorial Day</u>	<u>with state or municipal</u>
<u>Independence Day</u>	<u>elections</u>

If any of these holidays fall on a Sunday, the Monday succeeding shall be designated as the legal holiday. When any of these holidays falls on a Saturday, the Friday preceding shall be designated as the legal holiday.

(2) Pay for Unworked Holidays. Sworn members of the administration division shall receive their regular rate of pay for holidays on which they are not required to work.

(3) Additional Pay for Working on a Holiday. If a sworn member of the administration division is required to work for eight (8) hours or more on one of the designated holidays listed in section (b)(1) above, then that member shall receive the additional pay for that holiday at the rates listed in section (a)(1). If a sworn member of the administration division is required to work less than eight (8) hours on one of the holidays listed in section (b)(1) above, then that member shall receive a portion of the additional pay commensurate with the portion of the day worked, but not less than one half of the holiday pay.

SECTION 2. (a) The expressed or implied repeal or amendment by this ordinance of any other ordinance or part of any other ordinance does not affect any rights or liabilities accrued, penalties incurred, or proceedings begun prior to the effective date of this ordinance. Those rights, liabilities, and proceedings are continued, and penalties shall be imposed and enforced under the repealed or amended ordinance as if this ordinance had not been adopted.

SECTION 3. Should any provision (section, paragraph, sentence, clause, or any other portion) of this ordinance be declared by a court of competent jurisdiction to be invalid for any reason, the remaining provisions shall not be affected, if and only if such remaining provisions can, without the invalid provision or provisions, be given the effect intended by the council in adopting this ordinance. To this end the provisions of this ordinance are severable.

SECTION 4. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 629, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 629, 1989, on December 13, 1989. The proposal transfers and appropriates \$161,383 for the Department of Transportation, Finance and Administration Division, to provide sufficient amounts to cover actual workmen's compensation expenses. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal No. 629, 1989, was adopted on the following roll call vote; viz:

28 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

1 NOT VOTING: *Howard*

Proposal No. 629, 1989, was retitled FISCAL ORDINANCE NO. 136, 1989, and reads as follows:

CITY-COUNTY FISCAL ORDINANCE NO. 136, 1989

A FISCAL ORDINANCE amending the City-County Annual Budget for 1989 (City-County Fiscal Ordinance No. 93, 1988) transferring and appropriating an additional One Hundred Sixty-one Thousand Three Hundred Eighty-three Dollars (\$161,383) in the Transportation Fund for purposes of the Department of Transportation, Finance and Administration Division, and reducing certain other appropriations for that department.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. To provide for expenditures the necessity for which has arisen since the adoption of the annual budget, Section 1.01 of the City-County Annual Budget for 1989, be and is hereby amended by the increases and reductions hereinafter stated for purposes of the Department of Transportation, Finance and Administration, to fund a special assessment by the Department of Administration to provide sufficient amounts to cover actual workmen's compensation expenses.

SECTION 2. The sum of One Hundred Sixty-one Thousand Three Hundred Eighty-three Dollars (\$161,383) be, and the same is hereby transferred for the purposes as shown in Section 3 by reducing the accounts as shown in Section 4.



December 18, 1989

SECTION 3. The following increased appropriation is hereby approved:

DEPARTMENT OF TRANSPORTATION  
FINANCE AND ADMINISTRATION DIVISION

1. Personal Services  
TOTAL INCREASE

TRANSPORTATION FUND

\$161,383  
\$161,383

SECTION 4. The said increased appropriation is funded by the following reductions:

DEPARTMENT OF TRANSPORTATION  
FINANCE AND ADMINISTRATION DIVISION

3. Other Services and Charges  
TOTAL REDUCTION

TRANSPORTATION FUND

\$161,383  
\$161,383

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 630, 1989. The proposal amends the Code by restricting trucks on certain streets. PROPOSAL NO. 631, 1989. The proposal amends the Code by changing intersection controls at Andre Dr, Normandy Bl, Dubonnet Way and Chablis Circle. Councillor Gilmer reported that the Transportation Committee heard Proposal Nos. 630 and 631, 1989, on December 13, 1989. By a 4-0 vote, the Committee reported the proposals to the Council with the recommendation that they do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 630 and 631, 1989, were adopted on the following roll call vote; viz:

25 YEAS: *Borst, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, Strader, West, Williams*

0 NAYS

4 NOT VOTING: *Boyd, Clark, Howard, Irvin*

Proposal No. 630, 1989, was retitled GENERAL ORDINANCE NO. 105, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 105, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-224, Trucks on certain streets restricted.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-224, Trucks on certain streets restricted, be, and the same is hereby amended by the addition of the following, to wit:

11,000 POUNDS GROSS WEIGHT

Marsh Road, from Seventy-First Street to Seventy-Ninth Street

SECTION 2. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

Proposal No. 631, 1989, was retitled GENERAL ORDINANCE NO. 106, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 106, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-92, Schedule of intersection controls.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the deletion of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
1, Pg. 1	Andre Dr & Normandy Bl	Normandy Bl	Stop
1, Pg. 1	Dubonnet Wy & Normandy Bl	Normandy Bl	Stop
1, Pg. 1	Chablis Ct & Normandy Bl	Normandy Bl	Stop

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-92, Schedule of intersection controls, be, and the same is hereby amended by the addition of the following, to wit:

<u>BASE MAP</u>	<u>INTERSECTION</u>	<u>PREFERENTIAL</u>	<u>TYPE OF CONTROL</u>
1, Pg. 1	Andre Dr & Normandy Bl	None	Stop
1, Pg. 1	Dubonnet Wy & Normandy Wy	None	Stop
1, Pg. 1	Chablis Cir & Normandy Wy	None	Stop

SECTION 3. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 633, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 633, 1989, on December 13, 1989. The proposal concerns the proliferation of traffic lights. Councillor Gilmer stated that the Department of Transportation will survey and evaluate as many of the 722 existing traffic signals in the City as possible and report back to the Council in January, April, July and October, 1990. By a 3-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Curry, for adoption. Proposal No. 633, 1989, was adopted on the following roll call vote; viz:

24 YEAS: Borst, Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams

0 NAYS

5 NOT VOTING: Clark, Howard, Jones, Schneider, Strader

Proposal No. 633, 1989, was retitled COUNCIL RESOLUTION NO. 53, 1989, and reads as follows:

CITY-COUNTY COUNCIL RESOLUTION NO. 53, 1989

A SPECIAL RESOLUTION concerning the proliferation of traffic lights.

WHEREAS, according to data from the City Controller, Indianapolis maintains 750 traffic signals, which is approximately one traffic light for every thousand residents, or two signals per square mile; and

WHEREAS, stop lights are very important for traffic and pedestrian safety, however, they also contribute to human stress, cause pollution from idling gasoline and diesel engines, cause additional wear on vehicle brakes, engines and transmissions, cause additional consumption of petroleum--a heavily imported finite resource, and are a detriment to productivity; now, therefore:

December 18, 1989

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The Indianapolis City-County Council hereby requests the city Department of Transportation to make a concerted effort during the next twelve (12) months to survey, evaluate and implement as many as possible of these 750 traffic signals be made into flashing lights, especially during non-peak traffic hours in the vicinity of each signal.

SECTION 2. This new thrust shall be effectuated in addition to the department's traffic signal synchronization work, and ongoing recommendations to the Council for moving and removing traffic lights.

SECTION 3. The Council asks that the Indianapolis Department of Transportation attempt to communicate this sentiment to the Indiana Department of Highways for their 250 traffic signals in Marion County.

SECTION 4. The Indianapolis Department of Transportation shall make a report on the progress, obstacles, comments and recommendations to the Council's standing Transportation Committee in January, April, July and October of 1990.

SECTION 5. This resolution shall expire November 1, 1990.

SECTION 6. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 641, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 641, 1989, on December 11, 1989. The proposal authorizes the lease of a portion of the premises located at 1401 West 30th Street for parking space for the use of CEMD. By a 6-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Giffin, for adoption. Proposal No. 641, 1989, was adopted on the following roll call vote; viz:

23 YEAS: *Borst, Boyd, Brooks, Clark, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Hawkins, Holmes, Irvin, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, SerVaas, Shaw, Solenberg, West, Williams*

0 NAYS

6 NOT VOTING: *Gilmer, Golc, Howard, Jones, Schneider, Strader*

Proposal No. 641, 1989, was retitled SPECIAL RESOLUTION NO. 80, 1989, and reads as follows:

CITY-COUNTY SPECIAL RESOLUTION NO. 80, 1989

A SPECIAL RESOLUTION authorizing the lease of a portion of the premises located at 1401 West 30th Street, Indianapolis, Indiana, for parking space for the use of the Central Equipment Management Division of the Department of Administration.

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, pursuant to IC 36-1-10-7, has investigated the conditions requiring the subject lease and hereby determines the lease of parking space for the use of the Central Equipment Management Division of the Department of Administration is necessary.

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

LEASE

THIS LEASE (Lease) is made as of \_\_\_\_\_, between D-A Lubricant Company, Incorporated, herein called "Lessor", and City of Indianapolis, Indiana, Department of Administration, herein called "Lessee".

It is agreed between the parties hereto as follows:

1. DESCRIPTION OF PREMISES: Lessor hereby leases to Lessee, and Lessee hires from Lessor, a portion of the premises located at 1401 W. 30th Street, Indianapolis, Indiana, as outlined in red on Attachment A hereto, which property is tendered by Lessor and accepted by Lessee in "as is condition" (the Premises).
2. TERM. The term of this Lease shall be on a month-to-month basis commencing on January 1, 1990, and shall not exceed ten (10) years. This Lease may be terminated by either party without cause upon ninety (90) days written notice to the other party.
3. TERMINATION FOR LACK OF FUNDING: Notwithstanding any other provision of this Lease, if funds for the continued fulfillment of this Lease by Lessee are at any time not forthcoming or insufficient, through failure of any entity to appropriate funds or other wise, then Lessee shall have the right to terminate this Lease without penalty by giving prior written notice documenting the lack of funding, in which instance unless otherwise agreed to by the parties this Lease shall terminate and become null and void on the last day of the fiscal period for which appropriations were received or seven (7) days after such notice has been received by Lessor at its principal place of business, whichever occur later.

Lessee agrees that it will make its best efforts to obtain sufficient funds, including but not limited to including in its budget for each fiscal period during the term hereof a request for sufficient funds to meet its obligations hereunder in full.
4. RENTAL: The monthly rental for the Premises is One Thousand Two Hundred Ten Dollars (\$1,210.00), which Lessee agrees to pay Lessor at such place or places as may be designated from time to time by Lessor, in advance on the first day of each month, upon receipt of properly itemized claim form from Lessor commencing January 1, 1990.
5. USE: The Premises are leased to the Lessee for the primary use and purpose of a parking lot, provided that any such activities or operation shall conform to applicable zoning restrictions and character of the property. Lessor represents and warrants to Lessee that the Premises are at the time of the execution of this Lease, and will continue throughout the term hereof, to be zoned for the primary use and purpose for which the Premises are leased to Lessee.
6. COMPLIANCE WITH LAW: Lessee agrees to conform to and obey all laws, regulations and ordinances imposed by any municipal, state or federal governmental authority having jurisdiction over the Premises in the use and occupancy thereof.
7. TAXES: Lessor shall pay all general and special taxes and assessments, including local improvement assessments, charged or assessed or levied during the term of this Lease against the Premises or any part thereof, except those taxes, assessments and other charges imposed upon any and all property of Lessee located on or in the leased premises, including but not limited to trade fixtures and removable improvements, as defined in paragraph 9 hereof, and said taxes and charges shall be either paid by Lessee or Lessee shall reimburse Lessor for the payment of the same in case the taxes or charges are contained on Lessor's tax bill or statement.
8. LIABILITIES OF THE PARTIES: Lessee does hereby waive any and all rights of recovery against the Lessor, its agents, employees, licensees, customers and invitees for any loss, damage or injury to real and/or personal property of it or in its custody incurred during the term hereof by reason of any of the casualties or risks which may be insurable under standard fire and extended coverage, malicious mischief and vandalism insurance, whether or not said loss, damage or injury shall be caused by or be due to the negligence of the Lessor, its agents, employees, licensees, customers and invitees, or otherwise; and the Lessor does hereby waive any and all rights of recovery against the Lessee, its agents, employees, licensees, customers and invitees for any loss, damage or injury to real and/or personal property of it or in its custody incurred during the term hereof by reason of any of the casualties or risks which may be insurable under standard fire and extended coverage, malicious mischief and vandalism insurance, whether or not said loss, damage or injury shall be caused by or be due to the negligence of the Lessee, its agents, employees, licensees, customers and invitees, or otherwise.
9. ALTERATIONS AND LIENS: Lessee shall not make, or suffer to be made, any alterations of the Premises, or any part thereof, without the written consent of Lessor first had and obtained. Any additions to or alterations of the Premises will, at the option of Lessor, become a part of the realty and belong to Lessor, or be removed by Lessee prior to the expiration of the Lease and the Premises restored. Lessee shall keep the Premises and the property in which the Premises are situated free from any liens arising out of any work performed, materials furnished or obligations incurred by Lessee.
10. REPAIRS AND MAINTENANCE: Lessee shall maintain the Premises in good order and condition, reasonable wear and tear, damage by fire, the elements and other casualties excepted.



11. ENTRY BY OWNER:

a. Lessor, subject to the provision of subparagraph "b" of this paragraph, shall have access to the Premises at all reasonable times for the purpose of exercising its rights and obligations under the terms hereof.

b. In the event the Lessee is required by the Consolidated City of Indianapolis, State of Indiana or any agency thereof to comply with Security Regulations, the Lessor's rights of re-entry, or of access to the Premises for repossession, inspection, maintenance, repairs, or any other purpose provided for in the Lease, shall be governed by said Security Regulations.

12. INDEMNIFICATION: Lessee agrees to indemnify and hold harmless Lessor and its officers, agents, officials and employees for any claims, actions, causes of action and judgments resulting from personal injury or property damage in connection with this Lease arising out of the sole negligence of Lessee, except as provided in Paragraphs 8.

Lessor agrees to indemnify and hold harmless Lessee and its officers, agents, officials and employees for any claims, actions, causes of action and judgments resulting from personal injury or property damage in connection with this Lease arising from the sole negligence of Lessor, except as provided in Paragraph 8.

13. SERVICE AND UTILITIES: Lessee shall provide all utilities, services, repairs, and maintenance, except as otherwise provided in this paragraph. Lessor agrees to maintain the security lights present upon the Premises for the term of this Lease. Lessor agrees to pay all expenses of maintaining and operating these lights.

14. CONDEMNATION AND DESTRUCTION OF PREMISES: In the event the Premises or any material part thereof shall be taken for any street or other public use by action of any governmental authority, or shall be destroyed or damaged by fire or any other unavoidable casualty, in whole or in part, so as to render it untenable and/or unfit of the use prescribed by the Lessee, then the Lessor or Lessee, at their respective options, may terminate this Lease; in the event Lessor elects so to terminate, Lessee shall be liable for rent only up to the date of such taking or destruction or unavoidable casualty; in the event Lessee elects to terminate, Lessee shall be liable for rent only up to the date of its election; provided, however, that in the event such damage is repairable within ninety (90) days the same shall be repaired by or on behalf of Lessor at no cost or expense to Lessee unless due to the negligence of Lessee. During the period required for such repairs, Lessee shall be entitled to abatement of the rentals and charges herein-before set forth in proportion to the value of the space which is rendered unusable or untenable. Any award received by Lessor by reason of any such condemnation shall be the sole property of the Lessor.

15. QUIET ENJOYMENT: Lessor shall place Lessee in the peaceful and undisturbed possession of the Premises on or before the commencement of the term hereof, and upon Lessee performing and observing all of the conditions and covenants on its part to be performed, Lessor shall secure to Lessee the quiet and peaceful possession of the Premises during the term hereof against all lawful claims of persons claiming the same by, through or under Lessor.

16. ASSIGNMENT OR SUBLETTING: Lessee shall not assign this Lease or sublet the whole or any part of the demised Premises without the written consent of the Lessor. Lessor's consent to an assignment or subletting shall not be unreasonably withheld.

17. REMEDIES ON DEFAULT: In the event that Lessee fails to pay the monthly rental within ten (10) days after the same shall become due, or in the event that Lessee breaches any covenant or any condition contained herein and such breach is not cured within thirty (30) days after written notice is given to lessee by Lessor, Lessor shall have the right, after ten (10) days written notice to Lessee, in addition to and not limited to any way by other remedy permitted by law, to terminate this Lease, in which event Lessee shall immediately surrender the Premises to Lessor, but if Lessee shall fail to do so, Lessor may, without further notice, enter upon the Premises and remove Lessee without being liable to prosecution or any claim for damages therefore. If Lessee shall not remove all of its personal property from the Premises at any termination of this Lease, Lessor may, at its option, remove all or part of said personal property in any manner that Lessor shall choose and store the same at a public warehouse at the expense and risk of the owner of owners thereof.

18. SURRENDER AT END OF TERM: Lessee agrees, upon the termination of the Lease to surrender and deliver the Premises to Lessor in the same condition as when received, reasonable use, depreciation and wear thereof, and damage by fire, act of God, or by the elements or other casualties excepted.

19. NOTICES:

*Journal of City-County Council*

a. All notices or demands of any kind which Lessor may be required or may desire to serve on Lessee under the terms of this Lease may be served upon Lessee (as an alternative to personal service upon Lessee) by mailing a copy thereof addressed to Lessee at:

Office of the Director  
Department of Administration  
2560 City-County Building  
Indianapolis, Indiana 46204

b. All notices or demands of any kind which Lessee may be required or may desire to serve on Lessor under the terms of this Lease together with the payment of the rent (subject or Lessor's right to designate any other place of payment) shall be made to or served upon Lessor by mailing a copy thereof to Lessor's agent.

D-A Lubricant Company, Inc., located at:  
1340 West 29th Street  
Indianapolis, Indiana 46208  
Attention: J. Smither

cc: Jeffrey S. Bendis  
Premier Industrial Corp.  
4500 Euclid Avenue  
Cleveland, Ohio 44103

c. Service of any notice shall be deemed complete at the time of leaving the notice or within five (5) days after mailing the same.

20. BINDING ON SUCCESSORS: The covenants and conditions herein contained, shall, subject to the provisions as to assignment, apply to and bind the successors and assigns of the parties hereto.

21. LEASE IN DUPLICATE: For the convenience of the parties hereto, this Lease has been executed in duplicate, which in all respects are identical. Each of them shall be deemed complete in itself.

22. HEAD NOTES, GENDER AND NUMBER: The paragraph head notes are inserted merely for convenience and are not to be construed as part of this Lease or in any way affecting it. As used herein, the neuter gender includes both the masculine and feminine, and the singular number includes the plural and vice versa.

23. ENTIRE AGREEMENT: This Lease embodies the entire agreement between the parties. There are no promises, terms, conditions or obligations referring to the subject matter or the leased premises other than those contained herein. There may be no modification to this Lease except in writing executed with the same formalities as this Lease.

CITY OF INDIANAPOLIS

D-A LUBRICANT COMPANY, INC.

By: \_\_\_\_\_  
Donald R. McPherson  
Director  
Department of Administration

By: \_\_\_\_\_  
Philip S. Sims  
Vice President

Date: \_\_\_\_\_

Date: \_\_\_\_\_

APPROVED:

\_\_\_\_\_  
William H. Hudnut, III  
Mayor

Approved as to form and legality:  
Kristie L. Hill  
Corporation Counsel

By: \_\_\_\_\_  
Margaret E. Piety  
Assistant Corporation Counsel

PROPOSAL NO. 642, 1989. Councillor Cottingham reported that the County and Townships Committee heard Proposal No. 642, 1989, on December 5, 1989. The

proposal authorizes an increase in the salary schedule for Marion County employees. By a 5-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass.

Mary Buckler, Marion County Treasurer, stated that county employees' salary ranges can only be changed and adjusted by the Council. There are approximately thirty employees who are at the top end of their pay range and who would not be granted the 4.5% pay increase next year because they are already at the upper level of their salary schedule.

Councillor Cottingham moved, seconded by Councillor Rhodes, for adoption. Proposal No. 642, 1989, was adopted on the following roll call vote; viz:

*21 YEAS: Brooks, Cottingham, Coughenour, Curry, Dowden, Giffin, Gilmer, Golc, Hawkins, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, West, Williams*

*3 NAYS: Borst, Boyd, Shaw*

*5 NOT VOTING: Clark, Dumil, Holmes, Howard, Strader*

Proposal No. 642, 1989, was retitled GENERAL RESOLUTION NO. 19, 1989, and reads as follows:

CITY-COUNTY GENERAL RESOLUTION NO. 19, 1989

A GENERAL RESOLUTION to increase the salary schedule for Marion County employees.

WHEREAS, pursuant to Sec. 23-61 of the Code of Indianapolis and Marion County, the Marion County Job Classification Board has the responsibility of reviewing the Marion County schedule of compensation as often as considered necessary and making recommendations for a new schedule of compensation; and

WHEREAS, the current schedule of compensation has not been revised since it was initially adopted in 1987; and

WHEREAS, it is the opinion of the Job Classification Board that the salary schedule should be increased to compensate for the effects of inflation and the Board has recommended that the Marion County salary schedule be increased by 4-1/2%, now therefore:

BE IT RESOLVED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The City-County Council, as the legislative and fiscal body of Marion County hereby adopts the following schedule of compensation for all Marion County employees, as defined by Sec. 23-61 of the Code of Indianapolis and Marion County, effective as of the first pay cycle of 1990:

<u>RANGE</u>	<u>MINIMUM</u>	<u>TOP OF 1ST.ORT.</u>	<u>MIDPOINT</u>	<u>TOP OF 3RD.ORT.</u>	<u>MAXIMUM</u>
03	\$ 9,496	\$11,562	\$13,627	\$15,693	\$17,758
04	\$10,437	\$12,708	\$14,978	\$17,249	\$19,519
05	\$11,481	\$13,979	\$16,477	\$18,973	\$21,471
06	\$12,630	\$15,377	\$18,124	\$20,871	\$23,618
07	\$13,893	\$16,915	\$19,938	\$22,959	\$25,981
08	\$15,283	\$18,607	\$21,931	\$25,256	\$28,580
09	\$16,812	\$20,468	\$24,126	\$27,782	\$31,439
10	\$18,493	\$22,516	\$26,538	\$30,560	\$34,582
11	\$20,343	\$24,768	\$29,192	\$33,617	\$38,041
12	\$22,378	\$27,245	\$32,112	\$36,979	\$41,846
13	\$24,615	\$29,969	\$35,323	\$40,677	\$46,030
14	\$27,077	\$32,967	\$38,856	\$44,745	\$50,634
15	\$29,785	\$36,263	\$42,742	\$49,220	\$55,697
16	\$32,763	\$39,889	\$47,015	\$54,140	\$61,266
17	\$36,039	\$51,716	\$43,877	\$59,555	\$67,393

18                      \$39,643                      \$48,265                      \$56,888                      \$65,510                      \$74,132

SECTION 2. This resolution shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 644, 1989. Councillor Gilmer reported that the Transportation Committee heard Proposal No. 644, 1989, on December 13, 1989. The proposal amends the Code by prohibiting parking during specified hours on certain days on portions of Michigan Street. By a 4-0 vote, the Committee reported the proposal to the Council with the recommendation that it do pass. Councillor Gilmer moved, seconded by Councillor Williams, for adoption. Proposal No. 644, 1989, was adopted on the following roll call vote; viz:

24 YEAS: *Boyd, Brooks, Cottingham, Coughenour, Curry, Dowden, Dumil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Solenberg, West, Williams*  
0 NAYS

5 NOT VOTING: *Borst, Clark, Howard, Shaw, Strader*

Proposal No. 644, 1989, was retitled GENERAL ORDINANCE NO. 107, 1989, and reads as follows:

CITY-COUNTY GENERAL ORDINANCE NO. 107, 1989

A GENERAL ORDINANCE amending the "Code of Indianapolis and Marion County, Indiana", Section 29-270, Parking prohibited during specified hours on certain days.

BE IT ORDAINED BY THE CITY-COUNTY COUNCIL OF THE  
CITY OF INDIANAPOLIS AND OF MARION COUNTY, INDIANA:

SECTION 1. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the deletion of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

From 1:00 a.m. to 6:00 p.m.

Michigan Street, on both sides,  
from Pennsylvania Street to East Street.

SECTION 2. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-270, Parking prohibited during specified hours on certain days, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS

From 1:00 a.m. to 6:00 p.m.

Michigan Street, on both sides,  
from Pennsylvania Street to New Jersey Street.

Michigan Street, on the south side,  
from East Street to New Jersey Street.

SECTION 3. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29, Section 29-271, Stopping, standing and parking prohibited at designated locations on certain days and hours, be, and the same is hereby amended by the addition of the following, to wit:

ON ANY DAY EXCEPT  
SATURDAYS AND SUNDAYS



*December 18, 1989*

From 6:00 a.m. to 9:00 p.m.

Michigan Street, on the north side,  
from East Street to New Jersey Street.

SECTION 4. The "Code of Indianapolis and Marion County, Indiana", specifically, Chapter 29-283, Parking meter zones designated, be, and the same is hereby amended by the addition of the following, to wit:

**TWO HOURS**

Michigan Street, on the north side,  
from East Street to New Jersey Street.

SECTION 5. This ordinance shall be in full force and effect upon adoption and compliance with IC 36-3-4-14.

PROPOSAL NO. 647, 1989. Councillor Rhodes reported that the Administration Committee heard Proposal No. 647, 1989, on December 18, 1989. The proposal amends City-County Fiscal Ordinance No. 88, 1989, to modify committee compensation for councillors for 1990. By a 6-1-1 vote, the Committee reported the proposal to the Council with the recommendation that it do pass as amended.

Councillor Rhodes stated that Proposal No. 647, 1989, addresses two main issues: (1) Paragraph 3 was amended to read that councillors would be paid for a maximum of fifty committee meetings during a year instead of forty; and (2) A new paragraph 6 was added which states that when a councillor is officially assigned to a committee by the Committee on Committees, and accepts the appointment, remuneration for attendance will be paid only if the councillor is present at the beginning of the meeting and remains until adjournment. Councillor Rhodes further stated that paragraph 6 did read "subject to the discretion of the committee chairman", but the Committee amended that to read, "unless the councillor has made previous arrangements with the committee chairman".

Councillor Durnil spoke against both issues because fifty meetings is too many in one year and it is unreasonable to penalize a member for either coming in late or leaving early, especially a part-time legislator.

Councillor Shaw stated that some councillors are members of four committees. He is on three committees, and he averages 64 to 72 meetings a year.

Councillor Brooks moved, seconded by Councillor Gilmer, to amend Proposal No. 647, 1989, by deleting paragraph 6.

Councillor Boyd said that he supports Councillor Brooks' amendment because in his opinion paragraph 6 is unworkable.

Councillor West stated that he supports Councillor Brooks' amendment because there are times when a councillor has two committees convening at the same time. This issue needs to be discussed at length in a committee hearing.

President SerVaas passed the gavel to Councillor West.

Councillor SerVaas stated that he supports Councillor Brooks' amendment because the issue should be discussed in committee at greater length. He also supports raising the maximum number of paid meetings from forty to fifty.

Councillor West returned the gavel to President SerVaas.

Councillor Brooks' motion to amend Proposal No. 647, 1989, was passed on the following roll call vote; viz:

25 YEAS: *Borst, Boyd, Brooks, Cottingham, Curry, Dowden, Durnil, Giffin, Gilmer, Golc, Hawkins, Holmes, Irvin, Jones, McGrath, Moriarty, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, Solenberg, West, Williams*  
2 NAYS: *Clark, Coughenour*  
2 NOT VOTING: *Howard, Strader*

Councillor Dowden stated that if a meeting is properly scheduled thirty days in advance, and if some committee members do not wish to attend, that a quorum should be considered of the members present at that meeting. He would like to see Proposal No. 647, 1989, defeated, and Council could then discuss it at greater length next year.

Councillor Williams moved, seconded by Councillor Boyd, to amend Proposal No. 647, 1989, by adding a section that reads that no committee meetings, with the exception of budget hearings, will convene prior to 5:00 p.m.

Councillor Ruhmkorff spoke against the amendment because members still come in late at committee meetings which begin at 5:00 p.m.

Councillors West, Coughenour and Gilmer spoke against the amendment because it is too inflexible.

Councillor Brooks stated that he supports the amendment because it would be more convenient for the public, but will vote against the amendment because he would like it to come back through the committee system in a more comprehensive manner.

Councillor Durnil spoke against the amendment because it is too inflexible, but agreed it would be better for the public if meetings were held at 5:00 p.m.

Councillor Williams' motion to amend Proposal No. 647, 1989, failed to pass on the following roll call vote; viz:

8 YEAS: *Boyd, Golc, Hawkins, Irvin, Jones, Moriarty, Solenberg, Williams*  
17 NAYS: *Borst, Brooks, Cottingham, Coughenour, Curry, Durnil, Giffin, Gilmer, Holmes, McGrath, Mukes-Gaither, Rhodes, Ruhmkorff, Schneider, SerVaas, Shaw, West*  
4 NOT VOTING: *Clark, Dowden, Howard, Strader*

Councillor Holmes moved, seconded by Councillor Giffin, for adoption of Proposal No. 647, 1989. Proposal No. 647, 1989, as amended, failed on the following roll call vote; viz:

14 YEAS: *Borst, Brooks, Curry, Giffin, Gilmer, Hawkins, Holmes, Irvin, McGrath, Mukes-Gaither, Ruhmkorff, SerVaas, Shaw, West*  
13 NAYS: *Boyd, Clark, Cottingham, Coughenour, Dowden, Durnil, Golc, Jones, Moriarty, Rhodes, Schneider, Solenberg, Williams*  
2 NOT VOTING: *Howard, Strader*

Robert Elrod, General Counsel, recommended that the provisions in paragraph 6 of Proposal No. 647, 1989, as well as paragraph 2, should be in the council rules, not in the budget ordinance which is adopted annually.

December 18, 1989

### ANNOUNCEMENTS AND ADJOURNMENT

President SerVaas announced that the Republican Caucus had selected Councillor Stephen West as the majority leader for 1990 and the Democrat Caucus had selected Councillor Susan Williams as the minority leader for 1990.

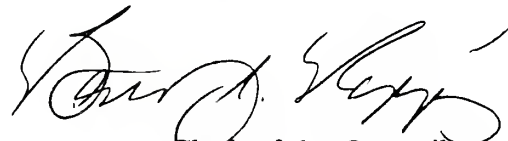
There being no further business, upon motion duly made and seconded, the meeting adjourned at 9:21 p.m.

We hereby certify that the above and foregoing is a full, true and complete record of the proceedings of the regular concurrent meetings of the City-County Council of Indianapolis-Marion County, Indiana, and Indianapolis Police, Fire and Solid Waste Collection Special Service District Councils on the 18th day of December, 1989.

In Witness Whereof, we have hereunto subscribed our signatures and caused the Seal of the City of Indianapolis to be affixed.

  
President

ATTEST:

  
Clerk of the Council

(SEAL)

100-1000

100-1000

100-1000

100-1000



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
1 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of up to \$13,200,000 in Multi-Family Housing Revenue Refunding Bonds for Canal Square Project					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	S.O. 1	14
2 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing economic development bond proceedings for a certain Picadilly Corporation Project, not to exceed \$1,450,000					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	S.R. 1	16
3 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing economic development bond proceedings for a certain Marleigh Corporaton Project, not to exceed \$1,400,000					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	S.R. 2	18
4 SPONSORED BY: Schneider					
DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted on July 25, 1988 for Shepard Poorman Communications Corporation					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	S.R. 3	20
5 SPONSORED BY: Rhodes					
DIGEST: appropriating \$58,405 for the Department of Administration, Purchasing Division, to position purchasing agents in the Indianapolis Police and Fire Departments					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	F.O. 5	51
6 SPONSORED BY: Rhodes					
DIGEST: appropriating \$1,915,000 for the Department of Administration, Central Equipment Management Division, to purchase vehicles for the Police Department					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	F.O. 6	52

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
7 SPONSORED BY: Rhodes					
DIGEST: declaring the construction of a new Central Equipment Management Division Garage a necessity and implementing construction of the new garage					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	S.R. 7	63
8 SPONSORED BY: Rhodes					
DIGEST: authorizing Marion County to purchase certain real property for sheriff					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	G.R. 1	64
9 SPONSORED BY: West					
DIGEST: reappointing Ray Irvin and Richard Payne to the Audit Committee					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	C.R. 9	43
10 SPONSORED BY: West					
DIGEST: reappointing Doris Stigler to the Community Centers of Indianapolis Board					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	C.R. 10	43
11 SPONSORED BY: West					
DIGEST: reappointing Dwight Cottingham to the Marion County Board of Tax Adjustment					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	C.R. 11	43
12 SPONSORED BY: West					
DIGEST: reappointing Beverly Mukes-Gaither, Robert G. Lugar, and Charles Pechette to the Public Housing Advisory Council					
REFERRED TO: Community Affairs Committee					
	Adopted	01/23/89	02/01/89	C.R. 12	43
13 SPONSORED BY: Strader					
DIGEST: appropriating \$50,500 for the Cooperative Extension Service to purchase a new copier					
REFERRED TO: Community Affairs Committee					
	Adopted	01/23/89	02/01/89	F.O. 14	65

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
14 SPONSORED BY: West					
DIGEST: reappointing Curt Coonrod and Dan C. Whitmore to the Information Services Agency Management Board					
REFERRED TO: County and Townships Committee					
	Adopted	01/23/89	02/01/89	C.R. 13	43
15 SPONSORED BY: Borst					
DIGEST: approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/06/89	01/28/89	S.R. 10	91
16 SPONSORED BY: West					
DIGEST: reappointing JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/06/89	Not Req.	C.R. 17	83
17 SPONSORED BY: West					
DIGEST: reappointing Lesa Dietrick and Mark Gibson to the Metropolitan Board of Zoning Appeals, Division II					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/27/89	Not Req.	C.R. 24	104
18 SPONSORED BY: West					
DIGEST: reappointing Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/06/89	Not Req.	C.R. 18	83
19 SPONSORED BY: Irvin					
DIGEST: amends the Code by adding a new Section 28-351, memorial streets created, to provide for memorial streets					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/24/89	05/03/89	G.O. 36	236
20 SPONSORED BY: West					
DIGEST: reappointing Dorothy McCormick to the Speedway Library Board					
REFERRED TO: Municipal Corporations Committee					
	Adopted	02/27/89	Not Req.	C.R. 25	104

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
21 SPONSORED BY: Durnil					
DIGEST: appropriating \$2,585,821 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities					
REFERRED TO: Parks and Recreation Committee					
	Adopted	01/23/89	02/01/89	F.O. 7	53
22 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,915,000 for the Department of Public Safety, Police Division, to allow the Police Department to keep its fleet at the current level per the five year fleet plan					
REFERRED TO: Public Safety and Criminal Justice Committee				P.S.S.D.	
	Adopted	01/23/89	02/01/89	F.O. 1	74
23 SPONSORED BY: Dowden					
DIGEST: appropriating \$450,000 for the Prosecuting Attorney, Marion County Justice Agency and County Auditor to cover expenses incurred on implementation and design of the UTT phase of JUSTIS					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	F.O. 8	53
24 SPONSORED BY: Dowden					
DIGEST: appropriating \$363,617 for the Prosecuting Attorney, County Sheriff and County Auditor for two existing programs, Metro Drug Task Force and Division of Addictive Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	F.O. 9	55
25 SPONSORED BY: Dowden					
DIGEST: appropriating \$152,800 for the Prosecuting Attorney to fund the Metro Drug Task Force					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	F.O. 10	56
26 SPONSORED BY: Dowden					
DIGEST: appropriating \$178,038 for the Prosecutor's Child Support IV-D Agency for the federally funded share of the Child Support computer upgrade					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	F.O. 11	56



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
27 SPONSORED BY: Dowden DIGEST: appropriating \$4,000 for the Marion County Community Corrections Agency to provide for increased caseloads and supply costs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/23/89	02/01/89	F.O. 15	66
28 SPONSORED BY: Dowden DIGEST: appropriating \$18,540 for the Superior Court, Criminal Division, Room 2, to transfer funds from payroll to contractual services for public defenders REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/23/89	02/01/89	F.O. 16	67
29 SPONSORED BY: Coughenour DIGEST: appropriating \$1,431,197 for the Department of Public Works, Office of the Director, to make the service fee as agreed upon within the Service Agreement REFERRED TO: Public Works Committee	Adopted	01/23/89	01/25/89	F.O. 12	57
30 SPONSORED BY: Coughenour DIGEST: authorizing and directing the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District REFERRED TO: Public Works Committee	Adopted	01/23/89	02/01/89	S.R. 6	58
31 SPONSORED BY: Coughenour DIGEST: authorizing the implementation of a user fee in the Solid Waste Disposal Special Taxing District REFERRED TO: Public Works Committee	Adopted	01/23/89	02/01/89	G.O. 18	58
32 SPONSORED BY: Coughenour DIGEST: authorizing the expansion of the Solid Waste Collection Special Service District REFERRED TO: Public Works Committee	Adopted	01/23/89	02/01/89	G.O. 8	58
33 SPONSORED BY: Coughenour DIGEST: amending the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc. REFERRED TO: Public Works Committee	Adopted	01/23/89	02/01/89	S.R. 8	67

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
34 SPONSORED BY: West DIGEST: reappointing Thomas O. Hale and Jack Hall, M.D., to the Board of Public Works REFERRED TO: Public Works Committee	Adopted	01/23/89	02/01/89	C.R. 14	43
35 SPONSORED BY: West DIGEST: reappointing Bruce Melchert to the Marion County Liquor Board REFERRED TO: Rules and Policy Committee	Adopted	01/23/89	02/01/89	C.R. 15	43
36 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing special parking privileges for police department vehicles on Porto Alegre, south of Michigan Street REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 9	68
37 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection control changes in the Brunson Acres Subdivision, the Eagle Cove Subdivision and the Cross Creek Subdivision REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 10	68
38 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection control changes at various locations REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 11	68
39 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at High School Road and 56th Street REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 12	68
40 SPONSORED BY: Gilmer DIGEST: amends the Code by changing two-way stops to traffic signals at Kessler Boulevard, North Drive and the 38th Street North and South ramps REFERRED TO: Transportation Committee	Stricken	06/19/89			

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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41 SPONSORED BY: Gilmer DIGEST: amends the Code by changing a two-way stop to a traffic signal at Century Plaza Road and Georgetown Road REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 13	68
42 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection control changes in Avon Creek Subdivision, Cardinal Cove Subdivision and Beam Reach Subdivision REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 14	68
43 SPONSORED BY: West DIGEST: reappointing W. Wayne Burking and Howard Howe to the Board of Transportation REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	C.R. 16	43
44 SPONSORED BY: Durnil DIGEST: amends the Code by moving a traffic signal from Shadeland Avenue and Allstate Insurance Company to Shadeland Avenue, Eastgate Chrysler and Eastgate Mall REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 15	68
45 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing weight limit restrictions on a section on Trowbridge Street and Temple Avenue REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 16	68
46 SPONSORED BY: Gilmer DIGEST: amends the code by prohibiting parking on both sides of Robbins Road from 86th Street to the north terminal (8815 North) REFERRED TO: Transportation Committee	Adopted	01/23/89	02/01/89	G.O. 17	68
47 SPONSORED BY: Strader and Mukes-Gaither DIGEST: requesting the Council to study if Indianapolis should administer its own Section 8 housing program REFERRED TO: Whole Committee	No Action Taken in 1989				

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
48 SPONSORED BY: Dowden DIGEST: appropriating \$400,000 in the County Auditor's budget for the acquisition of a building to be used by the Sheriff for district offices REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/23/89	01/24/89	F.O. 13	62
49 SPONSORED BY: Durnil DIGEST: amends the Code to provide procedure for owners of property to avoid lien for sewer service charges on rental property REFERRED TO: Public Works Committee	Stricken	02/06/89			
50 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 9751 East 25th Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 1	20
51 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 5210 Michigan Road REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 2	20
52 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 17 North Highland Avenue REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 3	20
53 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4301 Eagle Creek Parkway REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 4	20
54 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6433 East 30th Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 5	20



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
55 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8350 Bluff Road REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 6	20
56 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 3402 Georgetown Road REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 7	20
57 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5150 West 56th Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 8	20
58 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5150 West 56th Street (Rear) REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 9	20
59 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6710 South Harding Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 10	21
60 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 4520 Independence Square REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 11	21
61 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 1225 East 86th Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 12	21

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
62 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 5021 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 13	21
63 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 5602 Caito Drive REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	R.O. 14	22
64 SPONSORED BY: Rhodes DIGEST: approving a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market REFERRED TO: Administration Committee	Adopted	02/27/89	03/03/89	S.R. 17	136
65 SPONSORED BY: Dowden DIGEST: renewing the Marion County Community Corrections Program for fiscal year 1989-1990 and approving the actions of the Marion County Community Corrections Advisory Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/06/89	02/17/89	C.R. 23	92
66 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$500,000 for the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/06/89	02/17/89	P.S.S.D. F.O. 2	97
67 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$800 for the Superior Court, Civil Division, Room One, for final payment on an office computer REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/06/89	02/17/89	F.O. 17	93
68 SPONSORED BY: Borst DIGEST: requesting Marion County Justice Agency to recommend the feasibility and financing of an automated fingerprint identification system REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/06/89	02/17/89	G.R. 2	94

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
69 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at the intersection of Eagle Creek Parkway and 38th Street REFERRED TO: Transportation Committee	Adopted	02/06/89	02/17/89	G.O. 19	95
70 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a passenger and materials loading zone on a portion of Ohio Street REFERRED TO: Transportation Committee	Adopted	02/06/89	02/17/89	G.O. 20	95
71 SPONSORED BY: Strader, Clark and Coughenour DIGEST: requesting the Transportation Department, Traffic Engineering Division, prepare and present to the Transportation Committee a Left Turn Phasing Study on Emerson Avenue and Raymond Street REFERRED TO: Transportation Committee	Adopted	02/27/89	Not Req.	C.R. 33	135
72 SPONSORED BY: All Councillors DIGEST: memorializing Richard I. Blankenbaker REFERRED TO: Whole Committee	Adopted	01/23/89	02/01/89	S.R. 5	42
73 SPONSORED BY: West DIGEST: reappointing Paula Parker-Sawyers and William S. Gardiner to the Board of Public Safety REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	02/06/89	Not Req.	C.R. 19	83
74 SPONSORED BY: West DIGEST: reappointing Ruby Miller and Ray Battey to the City-County Administrative Board REFERRED TO: Administration Committee	Adopted	02/06/89	Not Req.	C.R. 20	83
75 SPONSORED BY: West DIGEST: reappointing Richard Lahr to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	02/06/89	Not Req.	C.R. 21	83

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
76 SPONSORED BY: West DIGEST: reappointing Curtis G. Myers to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	02/27/89	Not Req.	C.R. 26	104
77 SPONSORED BY: West DIGEST: appointing Gary L. Miller to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	02/06/89	Not Req.	C.R. 22	83
78 SPONSORED BY: Schneider DIGEST: restricts parking for welfare department vehicles to twenty-five minutes REFERRED TO: Transportation Committee	Adopted	02/06/89	02/17/89	G.O. 21	95
79 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 47 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 15	48
80 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5752 South Meridian Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 16	48
81 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8225 U.S. 31 REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 17	48
82 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 6801 South Emerson Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 18	48



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
83 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7138 Pollard Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 19	48
84 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5607 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 20	48
85 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5550 North Tacoma Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 21	48
86 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5521 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 22	48
87 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5502 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 23	48
88 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 1, 5420 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 24	48
89 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5350 North Tacoma Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 25	48

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
90 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2015 East 52nd Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 26	48
91 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2351 East 49th Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 27	48
92 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2201 East 49th Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 28	48
93 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 4250 East Fall Creek Parkway North Drive REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 29	48
94 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 3802 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 30	48
95 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 3835 North Hillside Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 31	48
96 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5020 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	R.O. 32	48

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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97 SPONSORED BY: Rhodes DIGEST: amending the Code, Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food from Carts REFERRED TO: Administration Committee	Adopted	03/20/89	03/27/89	G.O. 23	162
98 SPONSORED BY: Curry DIGEST: amending the Code, Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989 REFERRED TO: Administration Committee	Adopted	03/20/89	03/27/89	G.O. 24	172
99 SPONSORED BY: West DIGEST: appointing Robert Stewart to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	02/27/89	Not Req.	C.R. 31	104
100 SPONSORED BY: West DIGEST: appointing Edward R. Buckley to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	02/27/89	Not Req.	C.R. 27	104
101 SPONSORED BY: West and Boyd DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	02/27/89	Not Req.	C.R. 28	104
102 SPONSORED BY: West DIGEST: reappointing Robert I. Samuelson to the Metropolitan Development Commission REFERRED TO: Metropolitan Development Committee	Adopted	02/27/89	Not Req.	C.R. 29	104
103 SPONSORED BY: Durnil DIGEST: approving the sale of certain real estate of the Department of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	03/20/89	03/27/89	S.R. 19	173

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
104 SPONSORED BY: Durnil					
DIGEST: appropriating \$100,000 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to continue with efforts to increase arts support					
REFERRED TO: Parks and Recreation Committee					
	Adopted	03/20/89	03/27/89	F.O. 27	152
105 SPONSORED BY: Durnil					
DIGEST: appropriating \$75,000 for the Department of Parks and Recreation, Administration Division, to supplement the management of the Department to enable it to improve its business operations					
REFERRED TO: Parks and Recreation Committee					
	Adopted	02/27/89	03/09/89	F.O. 18	125
106 SPONSORED BY: Durnil					
DIGEST: appropriating \$539,990 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities and decrease maintenance and operating costs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	03/20/89	03/27/89	F.O. 28	153
107 SPONSORED BY: Dowden					
DIGEST: appropriating \$378,250 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to lease/purchase communication equipment for a short term radio system fix					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/27/89	03/09/89	F.O. 19	126
108 SPONSORED BY: Dowden					
DIGEST: appropriating \$8,850 for the Superior Court, Juvenile Division, to appropriate Street Law for 1989					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/27/89	03/09/89	F.O. 20	127
109 SPONSORED BY: Dowden					
DIGEST: appropriating \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 68	371



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
110 SPONSORED BY: Coughenour DIGEST: appropriating \$2,968,008 for the Department of Public Works, Flood Control Division, to relieve drainage problems in neighborhoods REFERRED TO: Public Works Committee	Adopted	02/27/89	03/09/89	F.O. 21	128
111 SPONSORED BY: Coughenour DIGEST: appropriating \$2,348,780 for the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility REFERRED TO: Public Works Committee	Adopted	03/20/89	03/27/89	F.O. 29	155
112 SPONSORED BY: Coughenour DIGEST: appropriating \$1,004,360 for the Department of Public Works, Administration Division, to provide assistance to areas that are unable to afford the cost of sewers REFERRED TO: Public Works Committee	Adopted	02/27/89	03/09/89	F.O. 22	130
113 SPONSORED BY: Coughenour DIGEST: appropriating \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations, for maintenance, refurbishment and improvement of the infrastructure used in collection and transporting wastewater REFERRED TO: Public Works Committee	Adopted	02/27/89	03/09/89	F.O. 23	131
114 SPONSORED BY: Coughenour DIGEST: appropriating \$2,255,000 for the Department of Public Works, Liquid Waste Processing Operations, to complete the base map conversion and to purchase required computer hardware REFERRED TO: Public Works Committee	Adopted	02/27/89	03/09/89	F.O. 24	131
115 SPONSORED BY: West DIGEST: proposing an ordinance of the Marion County Income Tax Council to increase the County Option Income Tax REFERRED TO: Rules and Policy Committee	Adopted	02/27/89	03/01/89	S.R. 15	119

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
116 SPONSORED BY: West					
DIGEST: proposing an ordinance of the Marion County Income Tax Council to increase the local percentage credit allowed for homesteads to four percent					
REFERRED TO: Rules and Policy Committee					
	Adopted	02/27/89	03/01/89	S.R. 16	123
117 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a one-way stop on 52nd Street at Potters Pike					
REFERRED TO: Transportation Committee					
	Adopted	03/20/89	03/27/89	G.O. 25	174
118 SPONSORED BY: Gilmer					
DIGEST: appropriating \$1,106,345 for the Department of Transportation, Administration Division, for various projects planned for construction					
REFERRED TO: Transportation Committee					
	Adopted	02/27/89	03/09/89	F.O. 25	132
119 SPONSORED BY: Gilmer					
DIGEST: appropriating \$2,604,481 for the Department of Transportation, Administration Division, for various projects planned for construction					
REFERRED TO: Transportation Committee					
	Adopted	02/27/89	03/09/89	F.O. 26	132
120 SPONSORED BY: Coughenour					
DIGEST: honoring former Marion County Treasurer, Edward R. Buckley					
REFERRED TO: Whole Committee					
	Adopted	02/06/89	02/10/89	S.R. 9	83
121 SPONSORED BY: West					
DIGEST: appointing Kevin J. Martin to the Equal Opportunity Advisory Board					
REFERRED TO: Administration Committee					
	Adopted	02/27/89	Not Req.	C.R. 30	104
122 SPONSORED BY: West					
DIGEST: appointing Nellie J. Daniels to the Equal Opportunity Advisory Board					
REFERRED TO: Administration Committee					
	Adopted	02/27/89	Not Req.	C.R. 32	104

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
123 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 12, 7625 Pendleton Pike REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 33	89
124 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 4502 South Arlington REFERRED TO: Whole Committee	Defeated	02/27/89			
125 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 4402 South Arlington Avenue REFERRED TO: Whole Committee	Defeated	02/27/89			
126 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8045 Oaklandon Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 34	89
127 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 1832 Fletcher Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 35	89
128 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 7206 Hearthstone Way REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 36	89
129 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4745 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 37	89

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
130 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7209 US 31 REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 38	89
131 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 2001 West Washington Street REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 39	89
132 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4201 Millersville Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 40	89
133 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 11390 East 30th Street (Rear) REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 41	89
134 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3950 Southeastern Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 42	89
135 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 8023 Meadowbrook Drive REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 43	89
136 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 5852 Crawfordsville Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 44	89



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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
137 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 5702 Crawfordsville Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 45	89
138 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 350 North Shadeland Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 46	89
139 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 501 West Washington Street REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 47	89
140 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7501 Oaklondon Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	R.O. 48	89
141 SPONSORED BY: Durnil, Dowden, McGrath, Moriarty and Schneider DIGEST: establishing an ad-hoc committee to review the operations of the Central Equipment Management Division REFERRED TO: Administration Committee	Adopted	03/20/89	03/27/89	C.R. 35	175
142 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Economic Development Water Facilities Revenue Bonds, Series 1989 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed \$10,000,000 and approving and authorizing other actions in respect thereto REFERRED TO: Economic Development Committee	Adopted	02/27/89	03/09/89	S.O. 3	108

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
143 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Multifamily Rental Housing Revenue Bonds, Series 1989 (Piccadilly Corporation Project) in an aggregate principal amount not to exceed \$1,450,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	S.O. 4	110
144 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project) in an aggregate principal amount not to exceed \$1,400,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	S.O. 5	112
145 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project) in the aggregate principal amount of \$1,750,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	S.O. 6	113
146 SPONSORED BY: Schneider					
DIGEST: a special resolution amending City-County Special Resolution No. 124, 1986, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds to extend the expiration date to August 31, 1989, for Thomas P. Sheehan					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	S.R. 14	116
147 SPONSORED BY: Rhodes					
DIGEST: appropriating \$75,000 for the Department of Administration, Occupational and Community Services, to provide the City's portion of funding for the implementation of The Greater Indianapolis Commission of Youth					
REFERRED TO: Administration Committee					
	Withdrawn	04/10/89			

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
148 SPONSORED BY: Rhodes DIGEST: appropriating \$130,000 for the Department of Administration, Finance Division, to upgrade and replace the computer system serving Barrett Law and Licensing in the Controller's Office REFERRED TO: Administration Committee	Adopted	03/20/89	03/27/89	F.O. 30	156
149 SPONSORED BY: Rhodes DIGEST: appropriating \$29,200 for the Department of Administration, Purchasing Division, to place a Purchasing Agent in the Department of Transportation REFERRED TO: Administration Committee	Adopted	03/20/89	03/27/89	F.O. 31	157
150 SPONSORED BY: West DIGEST: reappointing Milton Booth to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	03/20/89	03/27/89	C.R. 34	147
151 SPONSORED BY: Dowden DIGEST: appropriating \$20,000 for the Department of Public Safety, Police Division, for the Victim Assistance Program to produce a rape awareness video for educational purposes REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	03/20/89	03/27/89	P.S.S.D. F.O. 3	176
152 SPONSORED BY: Coughenour DIGEST: transferring and appropriating \$235,140 for the Department of Public Works, Liquid Waste Processing Operations, to increase the level of departmental involvement in construction management and inspection and to increase the number of water shut-offs for past due accounts REFERRED TO: Public Works Committee	Adopted	03/20/89	03/27/89	F.O. 32	158
153 SPONSORED BY: Coughenour DIGEST: appropriating \$1,905,869 for the Department of Public Works, Office of the Director, to make service fee payments as provided in the Service Agreement with Ogden Martin Systems REFERRED TO: Public Works Committee	Adopted	03/20/89	03/27/89	F.O. 33	160

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
154 SPONSORED BY: Coughenour DIGEST: appropriating \$800,000 for the Department of Public Works, Office of the Director, to provide assistance to areas that are not able to afford sanitary sewer costs REFERRED TO: Public Works Committee	Adopted	03/20/89	03/27/89	F.O. 34	161
155 SPONSORED BY: Gilmer and West DIGEST: amends the Code by authorizing a 4-way stop at Central Avenue and 57th Street REFERRED TO: Transportation Committee	Adopted	03/20/89	03/27/89	G.O. 22	159
156 SPONSORED BY: Solenberg DIGEST: amends the Code by authorizing a 4-way stop at Mud Creek Road and 86th Street REFERRED TO: Transportation Committee	Adopted	03/20/89	03/27/89	G.O. 26	174
157 SPONSORED BY: Solenberg and Hawkins DIGEST: honoring the persons who rescued two children from drowning in the downtown canal REFERRED TO: Whole Committee	Adopted	02/27/89	03/08/89	S.R. 11	102
158 SPONSORED BY: Jones and Williams DIGEST: congratulating the Arsenal Technical High School Lady Titans for winning the 1988-89 Girls' Indianapolis Invitation Basketball Tournament REFERRED TO: Whole Committee	Adopted	02/27/89	03/03/89	S.R. 12	103
159 SPONSORED BY: Jones and Williams DIGEST: congratulating the Arsenal Technical High School Titans for winning the 1988-89 City Invitational Tournament REFERRED TO: Whole Committee	Adopted	02/27/89	03/03/89	S.R. 13	103
160 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 6010 Thomas Road REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 49	116



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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
161 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8002 East 86th Street (Rear) REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 50	116
162 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 5950 Brookville Road REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 51	116
163 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 6049 East Washington Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 52	116
164 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5358 Victory Drive REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 53	116
165 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 2424 East 46th Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 54	116
166 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 604 East 38th Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 55	116
167 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 1602 Woodpointe Drive (Extended) REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 56	116

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
168 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8320 U.S. 31 REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 57	116
169 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 8702 North Meridian Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 58	116
170 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2402 South California Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 59	116
171 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 6703 Sargent Road REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	R.O. 60	116
172 SPONSORED BY: Rhodes DIGEST: appropriating \$704,130 for the Department of Administration, Office of the Director, City Market, to provide financial support to the City Market Corporation in accordance with terms of the lease agreement REFERRED TO: Administration Committee	Adopted	04/10/89	04/18/89	F.O. 35	190
173 SPONSORED BY: Rhodes DIGEST: appropriating \$29,200 for the Department of Administration, Purchasing Division, to position a purchasing agent in the Department of Public Works for greater proficiency in purchasing REFERRED TO: Administration Committee	Adopted	04/10/89	04/18/89	F.O. 36	192
174 SPONSORED BY: Rhodes DIGEST: requesting the City-County Administrative Board to make a public purpose grant in the amount of \$704,130 to The Indianapolis City Market Corporation REFERRED TO: Administration Committee	Adopted	04/10/89	04/18/89	S.R. 24	190

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
175 SPONSORED BY: Cottingham					
DIGEST: appropriating \$6,200 for the Washington Township Assessor to use temporary outside services to complete reassessment					
REFERRED TO: County and Townships Committee					
	Adopted	04/24/89	05/03/89	F.O. 41	224
176 SPONSORED BY: Durnil					
DIGEST: appropriating \$250,000 for the Department of Parks and Recreation, Administration Division, to purchase forty acres with buildings and improvements at 1313 South Post Road and contingency to purchase replacement property for the Fall Creek Little League which is being displaced from its current location at Kessler Boulevard and Fall Creek Road					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/18/89	F.O. 37	193
177 SPONSORED BY: Durnil					
DIGEST: appropriating \$326,576 to the Department of Parks and Recreation, Administration Division, to complete the reconstruction and improvement project at Eagle Creek Golf Course					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/18/89	F.O. 38	194
178 SPONSORED BY: Durnil					
DIGEST: approving the sale of certain real estate of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/13/89	S.R. 25	203
179 SPONSORED BY: Durnil					
DIGEST: authorizing the Department of Parks and Recreation to purchase certain real property					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/18/89	G.R. 3	203
180 SPONSORED BY: Dowden					
DIGEST: appropriating \$80,000 for the Prosecuting Attorney because agencies have increased their spending beyond their original budget appropriations					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/10/89	04/18/89	F.O. 39	195

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
181 SPONSORED BY: Dowden DIGEST: appropriating \$33,425 for the Prosecuting Attorney for the Metro Drug Task Force grant that was inadvertently left out of the original appropriation for purposes of overtime for a surrounding county agency REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/10/89	04/18/89	F.O. 40	196
182 SPONSORED BY: Dowden DIGEST: amending the Code, Section 2-358, by updating the funding of the County Corrections Fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/10/89	04/18/89	G.O. 27	204
183 SPONSORED BY: Dowden DIGEST: amending the Code, Section 1 of Part I of Appendix B to add an additional holiday for police officers and by adding a new Section 5 to provide for death leave for police officers REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/10/89	04/18/89	G.O. 28	205
184 SPONSORED BY: Coughenour DIGEST: approving the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works, for a term ending December 31, 1989 REFERRED TO: Public Works Committee	Adopted	04/10/89	04/13/89	C.R. 36	185
185 SPONSORED BY: Dowden DIGEST: authorizing the Mayor to execute a Service Lease Agreement between the City and Ameritech Credit Corporation for the purpose of financing the Service Agreement between the City and Indiana Bell Telephone Company, providing for the E-911 telephone service for Marion County REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/10/89	04/13/89	S.R. 26	197
186 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at the Lawrence Fire Station access drive (6350 East) at 86th Street REFERRED TO: Transportation Committee	Adopted	04/10/89	04/18/89	G.O. 29	206



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
187 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a segment of Washington Street, from New Jersey Street to West Street, and a segment of Alabama Street, from Michigan Street to Virginia Avenue, to become one-way					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	G.O. 30	206
188 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing an 85 foot loading zone for Indiana Bell Telephone Company on Pierson Street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	G.O. 31	206
189 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a passenger and materials loading zone for L. S. Ayres on a portion of Meridian Street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	G.O. 32	206
190 SPONSORED BY: Gilmer					
DIGEST: amends the Code by changing the segment of Elder Avenue between Washington Street and Maryland Street from a one-way southbound street to a two-way street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	G.O. 33	206
191 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a weight limit restriction on Kittley Road from Brookville Road to Vandergriff Road					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	G.O. 34	206
192 SPONSORED BY: McGrath					
DIGEST: amends the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Orinoco Avenue from Southport Road to Banta Avenue					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	G.O. 35	206
193 SPONSORED BY: Howard					
DIGEST: amends the Code by authorizing a traffic signal at Riverside Drive and 29th Street					
REFERRED TO: Transportation Committee					
	Stricken	04/10/89			

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
194 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3715 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 61	150
195 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 225 North Girls School Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 62	150
196 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10120 East 56th Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 63	150
197 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3425 West 16th Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 64	150
198 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8180 West 10th Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 65	150
199 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 5915 Crawfordsville Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 66	150
200 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 7465 North Kitley Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 67	151

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
201 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1212 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 68	151
202 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7576 West Washington Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 69	151
203 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6646 Mooresville Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 70	151
204 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 40 Miley Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 71	151
205 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1655 South Bade Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 72	151
206 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, Approx. 8101 Bash Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 73	151
207 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 7610 Fall Creek Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 74	151

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
208 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3742 North Pennsylvania Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 75	151
209 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 101 North New Jersey Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	R.O. 76	151
210 SPONSORED BY: Coughenour DIGEST: honoring Barbara S. Cole REFERRED TO: Whole Committee	Adopted	03/20/89	03/22/89	S.R. 18	147
211 SPONSORED BY: Schneider DIGEST: a special resolution amendig City-County Special Resolution No. 46, 1988 by extending the expiration date for the inducement resolution for Coburn Place Associates Limited REFERRED TO: Economic Development Committee	Adopted	04/10/89	04/18/89	S.R. 23	188
212 SPONSORED BY: Cottingham DIGEST: transferring and appropriating \$560 for the Franklin Township Assessor for forms and supplies for the copy machine purchased for that office REFERRED TO: County and Townships Committee	Adopted	04/24/89	05/03/89	F.O. 45	238
213 SPONSORED BY: Cottingham DIGEST: transferring and appropriating \$290 for the County Surveyor for stationery and office supplies REFERRED TO: County and Townships Committee	Adopted	04/24/89	05/03/89	F.O. 46	238
214 SPONSORED BY: Cottingham DIGEST: appropriating \$18,000 for the Lawrence Township Assessor to extend office hours and hire three additional people REFERRED TO: County and Townships Committee	Adopted	04/24/89	05/03/89	F.O. 42	225



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
215 SPONSORED BY: Durnil					
DIGEST: transferring and appropriating \$10,000 for the Department of Parks and Recreation, Golf Division, for carpeting and to purchase concession equipment as a result of the operations change					
REFERRED TO: Parks and Recreation Committee					
	Adopted	05/08/89	05/11/89	F.O. 50	258
216 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,000 for the Superior Court, Criminal Division, Room IV, because additional employees are needed to assist with sequestered juries during June and July					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	F.O. 47	239
217 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$6,130 for the Marion County Community Corrections Agency to pay the 27th pay period in this fiscal year, due to an increase in pay periods because of the leap year					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	F.O. 48	240
218 SPONSORED BY: Dowden					
DIGEST: appropriating \$8,356 for the Marion County Community Corrections Agency to provide the completion of payments on the electronic monitoring contract					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	F.O. 43	225
219 SPONSORED BY: Dowden					
DIGEST: appropriating \$109,980 for the Prosectuor's Child Support IV-D Agency for their annual summer project and to purchase a voice response system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	F.O. 44	226
220 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$271,621 for pre-trial services from the Municipal Courts to the Marion County Justice Agency to streamline operations and alleviate jail overcrowding					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/08/89	05/11/89	F.O. 49	255

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
221 SPONSORED BY: Dowden DIGEST: approving the purchase and lease-back of real estate by the Indianapolis-Marion County Building Authority from the County of Marion on behalf of the Sheriff's Department REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/24/89	05/03/89	G.R. 4	227
222 SPONSORED BY: Dowden DIGEST: transferring to the Marion County Justice Agency Board responsibility for pre-trial services of its subject agencies REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/08/89	05/11/89	S.R. 31	255
223 SPONSORED BY: West DIGEST: appointing J. Lloyd Grannan to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/24/89	05/03/89	C.R. 37	215
224 SPONSORED BY: West DIGEST: appointing Mitchell E. Daniels, Sr. to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/24/89	05/03/89	C.R. 38	216
225 SPONSORED BY: Boyd DIGEST: amending the Code, Chapter 20, Article VII, Weapons, by adding new Sections 20-191 through 20-194 REFERRED TO: Public Safety and Criminal Justice Committee	Stricken	05/08/89			
226 SPONSORED BY: Borst DIGEST: amending the Code by adding a new Article IX in Chapter 20, dealing with the sale of tickets for the National Football League's "1992 Super Bowl" exhibition at the Hoosier Dome REFERRED TO: Rules and Policy Committee	Adopted	04/24/89	05/03/89	G.O. 37	241
227 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing an increase in loading zone rental fees from \$10.00 to \$20.00 per linear foot REFERRED TO: Transportation Committee	Adopted	04/24/89	05/03/89	G.O. 38	242

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
228 SPONSORED BY: DIGEST: REFERRED TO:	Withdrawn Before Introduction	04/10/89			
229 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing the speed limit to be reduced from 40 MPH to 35 MPH on High School Road between Crawfordsville Road and 46th Street REFERRED TO: Transportation Committee	Adopted	04/24/89	05/03/89	G.O. 39	243
230 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at the intersection of Allisonville Road and 52nd Street REFERRED TO: Transportation Committee	Adopted	04/24/89	05/03/89	G.O. 40	243
231 SPONSORED BY: Moriarty DIGEST: amends the Code by authorizing a 3-way stop at the intersection of E. Pleasant Run Parkway South Drive and Kitley Avenue REFERRED TO: Transportation Committee	Adopted	04/24/89	05/03/89	G.O. 41	243
232 SPONSORED BY: Durnil DIGEST: amends the Code by authorizing a traffic signal at the intersection of Franklin Road and Orchid Lane REFERRED TO: Transportation Committee	No Action Taken in 1989				
233 SPONSORED BY: Schneider, Solenberg, Rhodes and Dowden DIGEST: honoring Lawrence North High School for winning the 1989 IHSAA Boys Basketball State Championship REFERRED TO: Whole Committee	Adopted	04/10/89	04/19/89	S.R. 20	183
234 SPONSORED BY: Irvin, Strader, McGrath and Borst DIGEST: honoring Angelo Franceschina REFERRED TO: Whole Committee	Adopted	04/10/89	04/19/89	S.R. 21	184

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
235 SPONSORED BY: Borst DIGEST: supporting efforts by the City of Indianapolis to host Super Bowl XXVI in 1992 REFERRED TO: Whole Committee	Adopted	04/10/89	04/18/89	S.R. 22	184
236 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 3498, 3520 South Post Road (Rear) REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 77	189
237 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 4001 East Southport Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 78	189
238 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 502 South German Church Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 79	189
239 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 502 South German Church Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 80	189
240 SPONSORED BY: Irvin DIGEST: approving an application for designation of the Indianapolis Rubber Company as an Industrial Recovery Site REFERRED TO: Metropolitan Development Committee	Adopted	04/24/89	05/03/89	S.O. 7	217
241 SPONSORED BY: Irvin DIGEST: approving an application for designation of the Schwitzer Building as an Industrial Recovery Site REFERRED TO: Metropolitan Development Committee	Adopted	04/24/89	05/03/89	S.O. 8	217



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
242 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, Approx. 3501 West 71st Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 81	189
243 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, Approx. 3202 West 62nd Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 82	189
244 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 4625 Lafayette Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 83	189
245 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7606 East 82nd Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 84	189
246 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8821 Railroad Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 85	189
247 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 610 Madison Avenue REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 86	189
248 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 308 West Stop Eleven Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 87	189

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
249 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 140 East Banta Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 88	189
250 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12339 East 79th Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	R.O. 89	189
251 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing certain proceedings under revenue bond authorization of I.C. 36-7-11.9 and 36-7-12 of the Economic Development Commission (Bowes Seal Fast Corporation) REFERRED TO: Economic Development Committee	Adopted	04/24/89	05/03/89	S.R. 28	219
252 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the modification of the maturity dates, the payment dates, and the mandatory redemption dates relating to economic development revenue bonds authorized for issuance for Marleigh Corporation, in an aggregate principal amount not to exceed \$1,400,000; such bond issuance having been approved by the City-County Council on February 27, 1989, and approving and authorizing other actions in respect thereto REFERRED TO: Economic Development Committee	Adopted	04/24/89	05/03/89	S.O. 9	220
253 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc., dated September 1, 1980, and approving and authorizing other actions in respect thereto REFERRED TO: Economic Development Committee	Adopted	05/22/89	05/26/89	S.O. 10	277
254 SPONSORED BY: Dowden DIGEST: appropriating \$35,000 for the Department of Public Safety, Police Division, to purchase a Driver Analyzer Training System to provide better retraining and training on driving techniques REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/08/89	05/11/89	P.S.S.D. F.O. 4	260

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
255 SPONSORED BY: Moriarty DIGEST: appointing Tonya Williams to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee Stricken 06/05/89					
256 SPONSORED BY: Moriarty DIGEST: appointing David Wittenstein to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee Stricken 06/05/89					
257 SPONSORED BY: Cottingham DIGEST: amends the Code by authorizing a 4-way stop at the intersection of Doris Drive and Farley Drive REFERRED TO: Transportation Committee	Adopted	05/08/89	05/11/89	G.O. 42	259
258 SPONSORED BY: All Councillors DIGEST: honoring Joseph A. Slash REFERRED TO: Whole Committee	Adopted	04/24/89	05/03/89	S.R. 27	214
259 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 8920 East 21st Street REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 90	223
260 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 111 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 91	223
261 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 629 East Arch Street REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 92	223
262 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5309 Madison Avenue (Rear) REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 93	223

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
263 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11860 East 75th Street REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 94	223
264 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7301 U.S. 31 South REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 95	223
265 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7301 U.S. 31 South REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	R.O. 96	223
266 SPONSORED BY: Rhodes DIGEST: appropriating \$375,000 for the Department of Administration, Office of the Director, to replenish monies needed in the Workmen's Compensation Fund as created in 1985 to fund employees' claims under the Indiana Compensation Act REFERRED TO: Administration Committee	Adopted	05/22/89	05/26/89	F.O. 51	270
267 SPONSORED BY: Dowden DIGEST: appropriating \$181,849 to the Clerk of the Circuit Court to provide personnel, postage, forms and printing to comply with duties currently being performed by Municipal Court staff REFERRED TO: Public Safety and Criminal Justice Committee	Withdrawn	08/01/89			
268 SPONSORED BY: Borst DIGEST: appropriating \$250,000 for the Department of Metropolitan Development, Development Services Division, to deal with unsafe building conditions through rigorous boarding, repair and demolition effort REFERRED TO: Metropolitan Development Committee	Adopted	05/22/89	05/26/89	F.O. 52	271
269 SPONSORED BY: Durnil DIGEST: approving certain public purpose grants for support of the arts REFERRED TO: Parks and Recreation Committee	Adopted	06/05/89	06/08/89	G.R. 6	300



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
270 SPONSORED BY: Dowden					
DIGEST: amending Chapter 10 of the Code to authorize the MECA Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	G.O. 43	279
271 SPONSORED BY: Dowden					
DIGEST: imposes a monthly enhanced emergency telephone system fee of thirty cents for each exchange access facility used in Marion County, amends Chapter 10 of the Code					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	G.O. 44	280
272 SPONSORED BY: Dowden					
DIGEST: authorizing the Community Corrections Agency to contract with Hitek Community Control Corp. for the purchase of a passive system of electronic monitoring devices in conjunction with the Agency's home detention program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	G.R. 5	282
273 SPONSORED BY: Dowden					
DIGEST: authorizing MECA to proceed with design and implementation of a county-wide emergency communications system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/05/89	06/08/89	S.R. 37	300
274 SPONSORED BY: Dowden					
DIGEST: appropriating \$9,000 for the Superior Court, Criminal Division, Probation Dept. to replace a nine year old copy machine and to pay for costs of a maintenance agreement					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	F.O. 53	272
275 SPONSORED BY: Dowden					
DIGEST: appropriating \$14,890 for the Superior Court, Criminal Division, Probation Dept. to purchase word processing equipment; thereby completing a three year phase in automation necessitated by increased work load					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	F.O. 54	273

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
276 SPONSORED BY: Dowden DIGEST: appropriating \$1,891 for the Presiding Judge of the Municipal Court for personnel for the Drug Monitored Release Program for January through May, 1989 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/22/89	05/26/89	F.O. 57	274
277 SPONSORED BY: Dowden DIGEST: appropriating \$30,056 for the Presiding Judge of the Municipal Court for the purpose of transferring a grant program from the Forensic Services Agency to the Municipal Court REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/22/89	05/26/89	F.O. 55	273
278 SPONSORED BY: Dowden DIGEST: appropriating \$2,541 for the Forensic Services Agency to purchase reagents for drug testing REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/22/89	05/26/89	F.O. 56	274
279 SPONSORED BY: Dowden DIGEST: appropriating \$97,728 for the Community Corrections Agency to purchase electronic monitoring equipment REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/22/89	05/26/89	F.O. 58	276
280 SPONSORED BY: Dowden DIGEST: appropriating \$1,100 for the Community Corrections Agency to reimburse a Pre-Trial Home Detention Officer for mileage through July 31, 1989 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	05/22/89	05/26/89	F.O. 59	288
281 SPONSORED BY: Coughenour DIGEST: amending the Code, Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months REFERRED TO: Public Works Committee	Adopted	05/22/89	05/26/89	G.O. 45	288
282 SPONSORED BY: Coughenour DIGEST: amending the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Banta Road, from McFarland Road to Sherman Drive REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 46	316

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
283 SPONSORED BY: West and Rhodes DIGEST: honoring USRA Light Mikado No. 587 Locomotive REFERRED TO: Whole Committee	Adopted	05/08/89	05/11/89	S.R. 29	250
284 SPONSORED BY: Borst DIGEST: honoring George M. Bixler, Jr. REFERRED TO: Whole Committee	Adopted	05/08/89	05/11/89	S.R. 30	251
285 SPONSORED BY: Howard DIGEST: authorizing township assessors to devise a uniform plan for property reassessment REFERRED TO: County and Townships Committee	Stricken	06/19/89			
286 SPONSORED BY: West DIGEST: reappointing Donald Hargadon to the Cable Franchise Board REFERRED TO: Administration Committee	Adopted	05/22/89	05/26/89	C.R. 38	267
287 SPONSORED BY: West DIGEST: reappointing Donald Elliott to the Cable Franchise Board REFERRED TO: Administration Committee	Adopted	05/22/89	05/26/89	C.R. 39	267
288 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9150 East 10th Street REFERRED TO: Whole Committee	Adopted	05/08/89	Not Req.	R.O. 97	255
289 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11815 East Prospect Street REFERRED TO: Whole Committee	Adopted	05/08/89	Not Req.	R.O. 98	255
290 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5003 South Harding Street REFERRED TO: Whole Committee	Adopted	05/08/89	Not Req.	R.O. 99	255

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
291 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3663 West Michigan Street REFERRED TO: Whole Committee	Adopted	05/08/89	Not Req.	R.O. 100	255
292 SPONSORED BY: Rhodes DIGEST: appropriating \$75,000 for the Department of Administration, Office of the Director, to pay legal fees for pending litigation concerning cable franchises REFERRED TO: Administration Committee	Adopted	06/19/89	06/29/89	F.O. 62	314
293 SPONSORED BY: Howard DIGEST: designating Boulevard Place from 24th Street to 38th Street "Rev. Richard T. Andrews Memorial Area" REFERRED TO: Metropolitan Development Committee	Adopted	11/20/89	11/22/89	S.R. 74	681
294 SPONSORED BY: Dowden DIGEST: appropriating \$667,097 for the Community Corrections Agency for the state grant for the fiscal year 1989-1990 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/05/89	06/08/89	F.O. 60	298
295 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$1,824 for the Community Corrections Agency to cover the severance pay for an employee who has resigned REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/05/89	06/08/89	F.O. 61	302
296 SPONSORED BY: Dowden DIGEST: appropriating \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	07/10/89	07/18/89	F.O. 64	333
297 SPONSORED BY: McGrath DIGEST: approving the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989 REFERRED TO: Rules and Policy Committee Committee	Adopted	06/05/89	06/08/89	S.R. 36	295



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
298 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing two-hour parking meters on Hudson Street, St. Joseph Street, Meridian Street and Indiana Ave REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 47	316
299 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing one- and two-hour parking and rush-hour restrictions in various locations REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 48	316
300 SPONSORED BY: Gilmer DIGEST: amending the Code by prohibiting parking on the west side of Clarendon Road at 38th Street REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 49	316
301 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing a loading zone at 300 North Meridian Street for Browning Investments REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 53	320
302 SPONSORED BY: Golc DIGEST: honoring the 500 Gordon Pipers, Inc. REFERRED TO: Whole Committee	Adopted	05/22/89	05/26/89	S.R. 32	266
303 SPONSORED BY: Giffin and Golc DIGEST: memorializing Phillip L. Bayt REFERRED TO: Whole Committee	Adopted	05/22/89	05/26/89	S.R. 33	266
304 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7350 West 38th Street REFERRED TO: Whole Committee	Adopted	05/22/89	Not Req.	R.O. 101	269
305 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1934 North Illinois Street REFERRED TO: Whole Committee	Adopted	05/22/89	Not Req.	R.O. 102	269

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
306 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 163	421
307 SPONSORED BY: Rhodes DIGEST: authorizing the leasing of 2,500 sq. ft. of office space from Perry Township for the Perry Township Assessor REFERRED TO: Administration Committee	Adopted	06/19/89	06/29/89	S.R. 40	321
308 SPONSORED BY: West DIGEST: appointing Gloria Blackman to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	06/19/89	06/29/89	C.R. 40	308
309 SPONSORED BY: Cottingham DIGEST: transferring and appropriating \$7,000 for the Warren Township Assessor for contractual services accrued by reassessment REFERRED TO: County and Townships Committee	Adopted	06/19/89	06/29/89	F.O. 63	322
310 SPONSORED BY: Dowden DIGEST: approving the Community Corrections Advisory Board's professional services contract with Volunteers of America to provide a residential community corrections program REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	06/19/89	06/29/89	G.R. 7	322
311 SPONSORED BY: Coughenour DIGEST: approving Board of Public Works' Resolution permitting write-off of uncollectible accounts REFERRED TO: Public Works Committee	Adopted	08/01/89	08/09/89	G.R. 8	387
312 SPONSORED BY: Dowden DIGEST: amending the Code by authorizing a 4-way stop at Tuxedo and 61st Streets REFERRED TO: Transportation Committee	Adopted	06/19/89	06/26/89	G.O. 50	316

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
313 SPONSORED BY: Rhodes DIGEST: amending the Code by authorizing a 4-way stop at Indianola Avenue and 49th Street REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 51	316
314 SPONSORED BY: Howard DIGEST: amending the Code by authorizing a 4-way stop at Boulevard Place and 34th Street REFERRED TO: Transportation Committee	Adopted	06/19/89	06/29/89	G.O. 52	316
315 SPONSORED BY: Gilmer DIGEST: concerning East Market Street repairs REFERRED TO: Transportation Committee	Stricken	06/19/89			
316 SPONSORED BY: Golc DIGEST: honoring Louis M. Profeta and John F. Moriarty REFERRED TO: Whole Committee	Adopted	06/05/89	06/08/89	S.R. 34	294
317 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2420 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 103	297
318 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1605 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 104	297
319 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6202 Georgetown Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 105	297
320 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6202 Georgetown Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 106	297

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
321 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 245 West 38th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 107	297
322 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1237 South High School Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 108	297
323 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1201 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 109	297
324 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1213 & 1303 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 110	297
325 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5250 East Thompson Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 111	297
326 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6410 West 86th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 112	297
327 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6410 West 86th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 113	297



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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
328 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6410 West 86th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	R.O. 114	297
329 SPONSORED BY: Borst DIGEST: honoring Southport Middle School of the Metropolitan School District, Perry Township REFERRED TO: Whole Committee	Adopted	06/05/89	06/08/89	S.R. 35	295
330 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing certain proceedings under revenue bond authorization of IC 36-7-11 and IC 36-7-12 of the Economic Development Commission (Jamestown Friends Housing, Inc. Project) REFERRED TO: Economic Development Committee	Adopted	06/19/89	06/29/89	S.R. 39	310
331 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$2,500,000 for Bowes Seal Fast Corporation and approving and authorizing other actions in respect thereto REFERRED TO: Economic Development Committee	Adopted	06/19/89	06/29/89	S.O. 11	312
332 SPONSORED BY: Rhodes DIGEST: authorizes the County Prosecutor to lease office space for the operation of the Child Support Division REFERRED TO: Administration Committee	Stricken	07/10/89			
333 SPONSORED BY: Cottingham DIGEST: appropriating \$30,999 for county agencies to participate in a work-study program funded by the State REFERRED TO: County and Townships Committee	Adopted	08/01/89	08/09/89	F.O. 69	371
334 SPONSORED BY: Cottingham DIGEST: appropriating \$20,000 for the Perry Township Assessor to hire contractual people to complete reassessment REFERRED TO: County and Townships Committee	Adopted	08/01/89	08/09/89	F.O. 70	373

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
335 SPONSORED BY: Cottingham					
DIGEST: appropriating \$6,974 for the Washington Township Assessor to purchase two IBM terminals and use temporary services to complete reassessment					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	F.O. 71	374
336 SPONSORED BY: Cottingham					
DIGEST: appropriating \$60,000 for Voters Registration to purchase a software package which would display, store and print the signatures of all voters in Marion County					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	F.O. 81	389
337 SPONSORED BY: Dowden					
DIGEST: appropriating \$600,000 for MECA to pay consultant firm(s) for the preparation of a detailed design and specification for the new integrated county-wide emergency communications system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	F.O. 83	422
338 SPONSORED BY: Dowden					
DIGEST: appropriating \$8,335 for county agencies to participate in a work-study program funded by the State					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/10/89	07/18/89	F.O. 65	334
339 SPONSORED BY: McGrath					
DIGEST: appropriating \$700,000 for the Department of Public Safety to build a new fire station #29					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/10/89	07/18/89	F.O. 66	335
340 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the installation of intersection controls for streets in Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	G.O. 56	339

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
341 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing the installation of intersection controls for streets in Big Run, Section 1, Village Manor and Brunson Acres, Sections 3, 4, 5 and 6, Subdivisions REFERRED TO: Transportation Committee	Adopted	07/10/89	07/18/89	G.O. 57	339
342 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a 4-way stop at the intersection of County Line Road and Prospect Street REFERRED TO: Transportation Committee	Adopted	07/10/89	07/18/89	G.O. 58	339
343 SPONSORED BY: Clark DIGEST: amends the Code by authorizing a 4-way stop at the intersection of Five Points and Stop 11 Roads REFERRED TO: Transportation Committee	Adopted	07/10/89	07/18/89	G.O. 55	338
344 SPONSORED BY: Clark DIGEST: amends the Code by authorizing a 4-way stop at the intersection of Senour and Thompson Roads REFERRED TO: Transportation Committee	Adopted	07/10/89	07/18/89	G.O. 59	339
345 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing the speed limit on a segment of 33rd St. from Franklin Road to Post Road to be posted as 35 MPH REFERRED TO: Transportation Committee	Adopted	07/10/89	07/18/89	G.O. 60	339
346 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing the speed limit to be reduced on specified streets in the Beam Reach Subdivision REFERRED TO: Transportation Committee	Adopted	07/10/89	07/18/89	G.O. 61	339
347 SPONSORED BY: Durnil DIGEST: amends the Code by authorizing a weight limit restriction on Franklin Road from Washington Street to 21st Street REFERRED TO: Transportation Committee	Adopted	10/23/89	10/25/89	G.O. 94	642

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
348 SPONSORED BY: Howard DIGEST: honoring the 81st Session of the Indiana Conference of the AME Zion Church REFERRED TO: Whole Committee	Adopted	06/19/89	06/29/89	S.R. 38	307
349 SPONSORED BY: SerVaas DIGEST: establishing a Special Committee REFERRED TO: Committee on Committees Committee	Adopted	07/10/89	Not Req.	C.R. 41	328
350 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District No. 5, 7402 East 86th Street REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 115	313
351 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District No. 15, 6635 East 21st Street REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 116	313
352 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District No. 12, 4423 North Shadeland Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 117	313
353 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District No. 11, 3247 Forest Manor Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 118	313
354 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District No. 25, 8420 South Emerson Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 119	313



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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
355 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District No. 25, 8823 Madison Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 120	313
356 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District No. 21, 225 South East Street REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 121	313
357 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District No. 4, 9375 Whitley Drive REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	R.O. 122	313
358 SPONSORED BY: Rhodes DIGEST: appropriating \$1,333,548 for the Department of Administration, Occupational & Community Services Division, to spend Job Training Partnership Act (JTPA) federal funds to provide full range of employment and training services REFERRED TO: Administration Committee	Adopted	07/10/89	07/18/89	F.O. 67	336
359 SPONSORED BY: Strader DIGEST: authorizing the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for the Marion County Welfare Fund to defray expenses and pay obligations of the Marion County Department of Public Welfare REFERRED TO: Community Affairs Committee	Adopted	08/01/89	08/09/89	S.O. 14	375
360 SPONSORED BY: Strader DIGEST: appropriating \$2,404,000 from bond proceeds for the Marion County Welfare Department for program expenses related to wards in institutions REFERRED TO: Community Affairs Committee	Adopted	08/01/89	08/09/89	F.O. 72	377

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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361 SPONSORED BY: Cottingham					
DIGEST: authorizing the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for Center Township for poor relief purposes					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	S.O. 15	378
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362 SPONSORED BY: Borst					
DIGEST: amending Chapter 8 of the Code by revising the fees for certain activities					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/01/89	08/09/89	G.O. 62	390
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363 SPONSORED BY: Borst					
DIGEST: transferring and appropriating \$225,000 for the Department of Metropolitan Development, Public Housing Division, to utilize existing staff to prepare vacated units					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/01/89	08/09/89	F.O. 82	397
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364 SPONSORED BY: Borst					
DIGEST: approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/01/89	08/09/89	S.R. 50	398
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365 SPONSORED BY: Clark					
DIGEST: modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 13, 1988					
REFERRED TO: Municipal Corporations Committee					
	Adopted	08/01/89	08/09/89	G.R. 9	399
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366 SPONSORED BY: Durnil					
DIGEST: approving certain public purpose grants for support of the arts					
REFERRED TO: Parks and Recreation Committee					
	Adopted	08/28/89	09/07/89	G.R. 10	418
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367 SPONSORED BY: Dowden					
DIGEST: appropriating \$6,000 for the Marion County Justice Agency to fund the personnel required to operate the Drug Monitored Release Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 73	379
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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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368 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,760 for the Marion County Justice Agency for the continuation of the Drug Use Forecasting Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 74	380
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369 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$11,688 for the Prosecuting Attorney to purchase reagents that will be used for urine testing of juveniles involved in the DAS Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 78	385
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370 SPONSORED BY: Dowden					
DIGEST: appropriating \$53,000 for the Prosecuting Attorney to continue funding the Adult Protective Services Grant (APS)					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 75	381
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371 SPONSORED BY: Dowden					
DIGEST: appropriating \$300,000 for the Prosecuting Attorney to offset loss of funds from a federal grant, support existing diversion programs, and purchase equipment for these programs					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 76	382
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372 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,200 for the Superior Court, Criminal Division, Probation Department, to participate in the Council of International Programs, which allows for the exchange of foreign professionals who are assigned to individual agencies from May through August					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 79	385
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373 SPONSORED BY: Dowden					
DIGEST: appropriating \$40,000 for the Presiding Judge of the Municipal Court to fund the new judge's salary created in the 1989 general session and other transitional costs for the new Presiding Judge					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	F.O. 80	386
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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
374 SPONSORED BY: Dowden DIGEST: appropriating \$279,565 to provide county corrections funding for miscellaneous agencies for various jail programs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/01/89	08/09/89	F.O. 77	383
375 SPONSORED BY: Dowden DIGEST: amending Chapter 23 1/2 of the Code to add an additional holiday for sheriff's deputies and to provide for additional death leave and sick leave REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	08/01/89	08/09/89	G.O. 63	400
376 SPONSORED BY: Williams DIGEST: amending the Code by authorizing a four-way stop at Ohio Street and Summit Street REFERRED TO: Transportation Committee	Adopted	08/01/89	08/09/89	G.O. 64	403
377 SPONSORED BY: Irvin DIGEST: concerning the flag of the United States REFERRED TO: Whole Committee	Adopted	07/10/89	07/18/89	S.R. 41	328
378 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2760 North Franklin Road REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 123	332
379 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1402 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 124	332
380 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2220 Lafayette Road REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 125	332



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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
381 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5521 South Emerson Avenue REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 126	332
382 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 4624 Lafayette Road REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 127	332
383 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7201 West Morris Street REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 128	332
384 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 21, 5202 West Southern Avenue REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	R.O. 129	332
385 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the issuance of up to \$3,700,000 in City of Indianapolis First Lien Economic Development Revenue Bonds for Jamestown Friends Housing, Inc. (the "Home Place Project") REFERRED TO: Economic Development Committee	Adopted	08/01/89	08/09/89	S.O. 12	359
386 SPONSORED BY: Schneider DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted on January 9, 1989 for Shephard Poorman Communications Corporation REFERRED TO: Economic Development Committee	Adopted	08/01/89	08/09/89	S.R. 51	360

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
387 SPONSORED BY: Schneider					
DIGEST: a special ordinance approving a Release and Assumption Agreement and Amendment To Certain Obligations relating to a City of Indianapolis Economic Development Revenue Bond issued December 12, 1980 in the principal amount of \$1,300,000, the terms of which having been modified pursuant to Special Ordinance No. 11, 1988 by action of the Council on July 25, 1988 and approved by the Mayor on July 27, 1988; and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	S.O. 13	361
388 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under Revenue Bond authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Altec Industries, Inc.)					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	S.R. 47	363
389 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under Revenue Bond Authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Diversified Systems, Inc.)					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	S.R. 48	365
390 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under Revenue Bond Authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Indianapolis Neighborhood Housing Partnership)					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	S.R. 49	366
391 SPONSORED BY: Rhodes					
DIGEST: repeals licensing requirements for persons engaged in charitable solicitations (Article IV of Chapter 17 of the Code)					
REFERRED TO: Administration Committee					
	Adopted	09/25/89	10/05/89	G.O. 70	571
392 SPONSORED BY: Borst					
DIGEST: appointing members of an Urban Enterprise Association					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/25/89	10/05/89	C.R. 43	447

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
393 SPONSORED BY: Durnil					
DIGEST: appropriating \$1,900 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to purchase a tent for medical purposes at the Velodrome					
REFERRED TO: Parks and Recreation Committee					
	Adopted	08/28/89	09/07/89	F.O. 84	423
394 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,959 for the Presiding Judge of the Municipal Court, to staff the new court with one court reporter, one chief bailiff, three court bailiffs, and one public defender					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1989				
395 SPONSORED BY: Dowden					
DIGEST: appropriating \$23,285 for the Presiding Judge of the Municipal Court to add three Alcohol and Drug Services/probation Officers					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	F.O. 85	424
396 SPONSORED BY: Dowden					
DIGEST: appropriating \$29,872 for the County Sheriff for additional correction officers to allow reassignment of Merit Deputies for a new evening session of Domestic Violence Court					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1989				
397 SPONSORED BY: Dowden					
DIGEST: appropriating \$6,375 for the Clerk of the Circuit Court to add two new clerks to the new Municipal Court authorized by the new legislation just passed					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	F.O. 86	425
398 SPONSORED BY: Dowden					
DIGEST: appropriating \$26,231 for the Prosecuting Attorney to pay salaries for one deputy prosecutor and two advocates for the new Domestic Violence Court recently established					
REFERRED TO: Public Safety and Criminal Justice Committee					
	No Action Taken in 1989				

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
399 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,940 for the Marion County Community Corrections Agency to fund the attendance of the Executive Director and the Jail Component Coordinator at the American Correctional Association Conference					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	F.O. 87	426
400 SPONSORED BY: Dowden					
DIGEST: to approve a professional service contract with Goodwill Industries for diagnostic testing in the jail component of the Marion County Community Corrections Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	G.R. 11	427
401 SPONSORED BY: Dowden					
DIGEST: to approve a professional service contract with Flynn Christian Fellowship Houses for substance abuse treatment in the jail component of the Marion County Community Corrections Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	G.R. 12	430
402 SPONSORED BY: Coughenour					
DIGEST: amending Chapter 13, Article III, of the Code, dealing with the Solid Waste Disposal User Fee					
REFERRED TO: Public Works Committee					
	Adopted	08/28/89	09/07/89	G.O. 65	434
403 SPONSORED BY: Coughenour					
DIGEST: amending Section 27-102 of the Code, dealing with the establishment of rates and charges for the use of the sewer system					
REFERRED TO: Public Works Committee					
	Adopted	08/28/89	09/07/89	G.O. 66	437
404 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking restrictions on specified segments of Maryland Street and Capitol Avenue					
REFERRED TO: Transportation Committee					
	Adopted	09/25/89	10/05/89	G.O. 71	574



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
405 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a segment of 26th Street to become one-way and by authorizing parking restrictions on designated segments of Illinois Street REFERRED TO: Transportation Committee	Adopted	09/25/89	10/05/89	G.O. 72	574
406 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection controls in the Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions REFERRED TO: Transportation Committee	Stricken	09/25/89			
407 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing the reversal of the preferential street at the intersection of Tacoma Avenue and 28th Street REFERRED TO: Transportation Committee	Adopted	09/25/89	10/05/89	G.O. 73	574
408 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing parking restrictions on segments of Alabama Street REFERRED TO: Transportation Committee	Adopted	09/25/89	10/05/89	G.O. 74	574
409 SPONSORED BY: Borst DIGEST: amends the Code by authorizing intersection control changes at Forward Pass Rd, Friendship Dr, and Hill Gail Dr, also Chateaugay Dr and Gallant Fox Dr, and Friendship Dr and Gallant Fox Dr REFERRED TO: Transportation Committee	Adopted	08/28/89	09/07/89	G.O. 67	439
410 SPONSORED BY: Giffin and Curry DIGEST: amends the Code by authorizing a three-way stop at Beckford Drive and Richie Avenue REFERRED TO: Transportation Committee	Adopted	08/28/89	09/07/89	G.O. 68	439
411 SPONSORED BY: Solenberg DIGEST: amends the Code by authorizing a four-way stop at Tanager Lane and Teel Way REFERRED TO: Transportation Committee	Adopted	08/28/89	09/07/89	G.O. 69	439

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
412 SPONSORED BY: McGrath DIGEST: honoring Homecroft's Respect for Law Camp REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	S.R. 42	352
413 SPONSORED BY: Golc and Irvin DIGEST: honoring the Rhodius Park basketball team REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	S.R. 43	353
414 SPONSORED BY: Irvin DIGEST: honoring the Heart for the City Project REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	S.R. 44	354
415 SPONSORED BY: Dowden DIGEST: the annual budget for the Police Special Service District for 1990 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/25/89	10/05/89	P.S.S.D. F.O. 5	455
416 SPONSORED BY: Dowden DIGEST: the annual budget for the Fire Special Service District for 1990 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/25/89	10/05/89	F.S.S.D. F.O. 1	460
417 SPONSORED BY: Coughenour DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1990 REFERRED TO: Public Works Committee	Adopted	09/25/89	10/05/89	S.W.C.S.S.D. F.O. 1	464
418 SPONSORED BY: West DIGEST: the annual budget for Indianapolis and Marion County, Indiana, for 1990 REFERRED TO: Various Committees	Adopted	09/25/89	10/05/89	F.O. 88	467
419 SPONSORED BY: McGrath DIGEST: electing to fund MECA in 1990 with County Option Income Tax Revenues REFERRED TO: Rules and Policy Committee	Adopted	08/28/89	09/07/89	S.O. 16	441

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
420 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7210 U.S. 31 South REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 130	368
421 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1020 West Hanna Street REFERRED TO: Whole Committee	Defeated	08/28/89			
422 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1170 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 131	368
423 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 9011 Flynn Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 132	368
424 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2640 Brill Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 133	368
425 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 9410 Whitley Drive REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 134	368
426 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 8451 East Troy Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 135	368

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
427 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6001 Hoover Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 136	368
428 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1622 North Milburn Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 137	369
429 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2033 Hillside Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 138	369
430 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 139	369
431 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 140	369
432 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 141	369
433 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 142	369



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
434 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7040 Rockville Road (Rear) REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 143	369
435 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5501 South Meridian Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 144	369
436 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1339 South Muessing Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 145	369
437 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 7349 East Southport Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 146	369
438 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3850 West 56th Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 147	369
439 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1720 West Thompson Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 148	369
440 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 402 North Belmont Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	R.O. 149	369

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
441 SPONSORED BY: Curry DIGEST: honoring the Dynamo '75 Ladies soccer team REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	S.R. 45	354
442 SPONSORED BY: Rhodes DIGEST: honoring Phi Kappa Psi Fraternity REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	S.R. 46	355
443 SPONSORED BY: Schneider DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted in August, 1988, for Coburn Place Associates Limited REFERRED TO: Economic Development Committee	Adopted	08/28/89	09/07/89	S.R. 56	417
444 SPONSORED BY: Schneider DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted in November, 1986, for Thomas P. Sheehan REFERRED TO: Economic Development Committee	Stricken	08/28/89			
445 SPONSORED BY: Rhodes DIGEST: amending Division 2 of Chapter 17, of the Code, dealing with the composition and operation of the license review board REFERRED TO: Administration Committee	Adopted	09/25/89	10/05/89	G.O. 75	577
446 SPONSORED BY: Dowden DIGEST: appropriating \$1,000,000 for the County Auditor for expenditure in connection with negotiation and renovation of a jail annex facility REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/25/89	10/05/89	F.O. 89	563
447 SPONSORED BY: Cottingham DIGEST: transferring and appropriating \$120,000 for the Information Services Agency to pay for increased hardware and software maintenance cost associated with acquisition of a second CPU REFERRED TO: County and Townships Committee	Adopted	09/25/89	10/05/89	F.O. 98	579

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
448 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$2,200 for the Lawrence Township Assessor to cover unexpected expenses in the office supply account					
REFERRED TO: County and Townships Committee					
	Adopted	09/25/89	10/05/89	F.O. 99	580
449 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$1,500 for the Perry Township Assessor to cover costs of additional labels and forms within the supply account					
REFERRED TO: County and Townships Committee					
	Adopted	09/25/89	10/05/89	F.O. 100	581
450 SPONSORED BY: Borst					
DIGEST: appropriating \$3,800,000 of anticipated Section 108 loan proceeds for the Department of Metropolitan Development, Community Development Administration, to provide persons of low-moderate income with the opportunity to purchase an affordable home within goals set forth by the Housing Strategy Plan adopted by the City of Indianapolis					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/25/89	10/05/89	F.O. 90	563
451 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	G.R. 13	546
452 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	G.R. 14	549
453 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	G.R. 17	559

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
454 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	G.R. 16	555
455 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	G.R. 15	552
456 SPONSORED BY: Durnil					
DIGEST: appropriating \$11,200 for the Department of Parks and Recreation, Eagle Creek Division, to provide a youth archery program financed from a Lilly Endowment Grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/25/89	10/05/89	F.O. 91	564
457 SPONSORED BY: Durnil					
DIGEST: appropriating \$18,800 of private grant proceeds for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to provide various youth sports programs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/25/89	10/05/89	F.O. 92	565
458 SPONSORED BY: Durnil					
DIGEST: appropriating \$175,000 for the Department of Parks and Recreation, Administration Division, to continue improvement of the Fall Creek Corridor by addition of parking, bike trail, signage, landscaping, paths and boat launch					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/25/89	10/05/89	F.O. 93	566
459 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,500 for the Superior Court, Criminal Division, Probation Department, to pay for additional supplies needed to make new capital expenditure purchases operational					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	F.O. 101	581



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
460 SPONSORED BY: Dowden					
DIGEST: appropriating \$232,484 for the Department of Public Safety, Fire Division, to fund salaries of authorized personnel and to cover underfunding in the 1989 budget					
REFERRED TO: Public Safety and Criminal Justice Committee				F.S.S.D.	
	Adopted	09/25/89	10/05/89	F.O. 2	582
461 SPONSORED BY: Coughenour					
DIGEST: appropriating \$49,593 for the Department of Public Works, Administration Division, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	F.O. 94	567
462 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$1,500,000 for the Department of Public Works, Liquid Waste Processing Operations, to help pay for construction, rehabilitation, and upgrade of sanitary services and Northside Diversion Project					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	F.O. 96	569
463 SPONSORED BY: Coughenour					
DIGEST: appropriating \$284,435 for the Department of Public Works, Office of the Director, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	F.O. 95	568
464 SPONSORED BY: Coughenour					
DIGEST: appropriating \$27,829 for the Department of Public Works, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee					
REFERRED TO: Public Works Committee				S.W.C.S.S.D.	
	Adopted	09/25/89	10/05/89	F.O. 2	583
465 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a passenger and materials loading zone for Indiana News, on a portion of Maryland Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 81	615

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
466 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Post Road and Raymond Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 76	612
467 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Edgewood Avenue and Keystone Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 77	612
468 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Five Points Road and Southport Road					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 78	612
469 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a weight limit on Manderley Drive between 86th and 91st Streets					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 82	615
470 SPONSORED BY: West					
DIGEST: amending the Code by authorizing parking changes on portions of Central Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 83	615
471 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a 25 mph speed limit control change on Hillside Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 84	615
472 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Evanston Avenue and 58th Street, and also at the intersection of Hillside Avenue and 58th Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 85	615

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
473 SPONSORED BY: Howard DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Burton Avenue and Roach Street REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 79	612
474 SPONSORED BY: Howard DIGEST: amending the Code by prohibiting parking on certain days and hours on Delaware Street, on the east side, from 25th Street to Fall Creek Parkway, South Drive REFERRED TO: Transportation Committee	No Action Taken in 1989				
475 SPONSORED BY: Ruhmkorff and Solenberg DIGEST: honoring Steve Prater, Sheryl Stratton and Maurine Marchani REFERRED TO: Whole Committee	Adopted	08/28/89	09/07/89	S.R. 52	409
476 SPONSORED BY: Dowden DIGEST: memorializing Hollis V. Becker REFERRED TO: Whole Committee	Adopted	08/28/89	09/07/89	S.R. 53	410
477 SPONSORED BY: Curry DIGEST: honoring Indiana Secretary of the Year, Emma L. Moore, CPS REFERRED TO: Whole Committee	Adopted	08/28/89	09/07/89	S.R. 54	411
478 SPONSORED BY: Howard DIGEST: concerning the Indianapolis-Scarborough Peace Games REFERRED TO: Whole Committee	Adopted	08/28/89	09/07/89	S.R. 55	411
479 SPONSORED BY: West DIGEST: authorizing and directing the appropriate officers of Marion County to cause to be prepared and executed an appeal to the State Board of Tax Commissioners and the Indiana Local Government Tax Control Board for authority for excess levies for Marion County REFERRED TO: Community Affairs Committee	Stricken	10/09/89			

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
480 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3623 West 30th Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 150	419
481 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 139 South Mitthoefer Road (Rear) REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 151	419
482 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 7320 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 152	419
483 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5355 North Raceway Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 153	419
484 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 9593 Ditch Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 154	419
485 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8123 Castleton Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 155	419
486 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7210 U.S. 31 South REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 156	420



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
487 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 3837 Knollton Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 157	420
488 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3672 East Raymond Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 158	420
489 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 7212 East Washington Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 159	420
490 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2002 Lafayette Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 160	420
491 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2840 Cold Springs Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 161	420
492 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 23, 3350 Carson Avenue REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	R.O. 162	420
493 SPONSORED BY: Dowden DIGEST: appropriating \$11,500 for the Juvenile Detention Center to provide equipment for training, recreation, and recordkeeping REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	09/25/89	10/05/89	F.O. 97	570

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
494 SPONSORED BY: SerVaas DIGEST: repealing Council Resolution No. 41, 1989, thus discharging the Special Committee to study the City's Department of Public Utilities REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	C.R. 42	412
495 SPONSORED BY: Cottingham DIGEST: appropriating \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs REFERRED TO: County and Townships Committee	Adopted	11/20/89	11/22/89	F.O. 129	749
496 SPONSORED BY: Cottingham DIGEST: transferring and appropriating \$7,000 for the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IMAGIS REFERRED TO: County and Townships Committee	Adopted	10/23/89	10/25/89	F.O. 109	635
497 SPONSORED BY: Dowden DIGEST: appropriating \$195,453 for the Marion County Justice Agency to cover an amount forfeited from a case and appropriation to the Law Enforcement Fund REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/09/89	10/20/89	F.O. 102	606
498 SPONSORED BY: Dowden DIGEST: appropriating \$285,997 for several different grants: APS, Victim Assistance, OVWI, and the Salvation Army REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/09/89	10/20/89	F.O. 103	607
499 SPONSORED BY: Dowden DIGEST: appropriating \$4,854 for the Prosecuting Attorney's office for their share of the \$3 Law Enforcement Continuing Education Fee REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	10/09/89	10/20/89	F.O. 104	608

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
500 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$600 for the Superior Court, Criminal Division, Room II, to pay for additional office supplies and the preparation of the Justice System					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	F.O. 106	610
501 SPONSORED BY: Dowden					
DIGEST: appropriating \$129,000 for various agencies to conduct a program for "Expedited Management of Drug Cases" in the local courts of Marion County					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	F.O. 105	609
502 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$100,000 for the Department of Public Works, Sanitation Sewer Maintenance Division, to finance the construction of a new 5,000 square foot storage facility needed at sewer maintenance					
REFERRED TO: Public Works Committee					
	Adopted	10/09/89	10/20/89	F.O. 107	611
503 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$48,209 for the Department of Public Works, Administration Division, to expand the 129 East Market Street location and allow the transfer of employees from the City-County Building					
REFERRED TO: Public Works Committee					
	Adopted	10/09/89	10/20/89	F.O. 108	612
504 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking restrictions on a segment of 29th Street east of East Riverside Drive					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 86	615
505 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking control changes on a segment of Virginia Avenue between the Conrail R.R. and Prospect Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	G.O. 87	615

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
506 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at the intersection of Bluff Road and Stop 11 Road REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 88	615
507 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a four-way stop at the intersection of East County Line Road and Thompson Road REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 80	612
508 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at the intersection of Clearvista Drive and Shadeland Avenue REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 89	615
509 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection control changes in the Robertson Village, Sunset Lake, and Harbour Pines N. subdivisions REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 90	615
510 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection control changes in the Debello Estates, The Moorings, Pine Springs, Trophy Club, Twin Oaks, and Westwood subdivisions REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 91	615
511 SPONSORED BY: Solenberg DIGEST: amends the Code by authorizing a 25 mph speed limit change on Cherry Lake Road, from Thirtieth Street to Lauren Drive REFERRED TO: Transportation Committee	Adopted	10/09/89	10/20/89	G.O. 92	615
512 SPONSORED BY: Williams DIGEST: amends the Code by authorizing a four-way stop at the intersection of Alabama Street and 13th Street REFERRED TO: Transportation Committee	Adopted	10/23/89	10/25/89	G.O. 95	642



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
513 SPONSORED BY: Gilmer, SerVaas, Holmes, Cottingham and Hawkins DIGEST: concerning World War II REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	S.R. 57	446
514 SPONSORED BY: Borst DIGEST: honoring Karen E. Little REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	S.R. 58	447
515 SPONSORED BY: Borst DIGEST: Metropolitan Development Commission Docket 89-AO-2, certified on September 22, 1989, amending Marion County Council Ordinance No. 8, 1957, as amended, by repealing the current Dwelling Districts Zoning Ordinance of Marion County and certain sections of the Marion County Master Plan Permanent Zoning Ordinance, and establishing a new Dwelling Districts Zoning Ordinance for Marion County REFERRED TO: Metropolitan Development Committee	Adopted	11/20/89	Not Req.	G.O. 100	682
516 SPONSORED BY: Shaw DIGEST: requiring programmatic approval of Healthy Baby Program expenditures REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	S.R. 59	545
517 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 3559 Cossell Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 164	451
518 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2342 South West Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 165	451
519 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6055 West 86th Street (Rear) REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 166	451

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
520 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6015 West 86th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 167	451
521 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6055 West 86th Street (Rear) REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 168	451
522 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6055 West 86th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 169	451
523 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7761 East 75th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 170	451
524 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1851 West Thompson Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 171	451
525 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9206 Prospect Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 172	451
526 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 5750 Guion Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 173	451

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
527 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2604 East 25th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 174	451
528 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 4950 West 56th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 175	451
529 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5530 South Arlington Avenue REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 176	451
530 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3703 Kollman Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	R.O. 177	451
531 SPONSORED BY: Shaw DIGEST: assigning a Council committee the responsibility of holding formal discussions concerning Citizens Gas and Coke Utility REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	C.R. 44	452
532 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$1,835,000 for Design Printing Company, Inc. REFERRED TO: Economic Development Committee	Adopted	10/09/89	10/20/89	S.R. 66	598
533 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$950,000 for Mobile Drilling Company, Inc. REFERRED TO: Economic Development Committee	Adopted	10/09/89	10/20/89	S.R. 67	600

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
534 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$3,500,000 for K & F Industries, Inc.					
REFERRED TO: Economic Development Committee					
	Adopted	10/09/89	10/20/89	S.R. 64	602
535 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$225,000 for the Marion County Healthcare Center to cover a shortage in the supply budget and increase contractual services for continued laundry service, computer, consulting, physical service, pharmacy service and physical therapy					
REFERRED TO: County and Townships Committee					
	Adopted	10/23/89	10/25/89	F.O. 113	645
536 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$100,000 for the Clerk of the Circuit Court to hire temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II					
REFERRED TO: County and Townships Committee					
	Adopted	10/23/89	10/25/89	F.O. 114	646
537 SPONSORED BY: Dowden					
DIGEST: amends the Code establishing a Citizens Police Complaint office and repeals Section 8, Appendix B, Part IV, dealing with Community Relations office					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	G.O. 93	639
538 SPONSORED BY: Dowden					
DIGEST: appropriating \$24,853 for the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and to purchase replacement units in case of equipment losses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	F.O. 110	636
539 SPONSORED BY: Dowden					
DIGEST: appropriating \$59,640 for the Marion County Community Corrections Agency to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	F.O. 111	636



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
540 SPONSORED BY: Dowden DIGEST: appropriating \$27,005 for the Marion County Community Corrections Agency to establish the Law Enforcement Restitution Program REFERRED TO: Public Safety and Criminal Justice Committee Defeated 12/18/89					
541 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$26,640 for the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units REFERRED TO: Public Safety and Criminal Justice Committee Adopted 10/23/89 10/25/89 F.O. 115 647					
542 SPONSORED BY: Dowden DIGEST: appropriating \$45,473 for the County Sheriff to continue the Victims Assistance Program REFERRED TO: Public Safety and Criminal Justice Committee Adopted 10/23/89 10/25/89 F.O. 112 638					
543 SPONSORED BY: Coughenour DIGEST: transferring and appropriating \$500,000 for the Department of Public Works, Liquid Waste Operations, to purchase computers for the IMAGIS consortium REFERRED TO: Public Works Committee Adopted 10/23/89 10/25/89 F.O. 116 648					
544 SPONSORED BY: West DIGEST: reappointing Judy Seubert to the Indianapolis-Marion County Board of Ethics REFERRED TO: Rules and Policy Committee Adopted 10/23/89 10/25/89 C.R. 46 630					
545 SPONSORED BY: West DIGEST: reappointing Fred Johnston to the Indianapolis-Marion County Board of Ethics REFERRED TO: Rules and Policy Committee Adopted 10/23/89 10/25/89 C.R. 47 630					
546 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a stop sign on Harding Street at Thompson Road REFERRED TO: Transportation Committee Adopted 10/23/89 10/25/89 G.O. 96 642					

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
547 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a traffic signal at the intersection of Sherman Drive and Stop 11 Road REFERRED TO: Transportation Committee	Adopted	10/23/89	10/25/89	G.O. 97	642
548 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing a 4-way stop at the intersection of North Street and Tuxedo Street REFERRED TO: Transportation Committee	Adopted	10/23/89	10/25/89	G.O. 98	642
549 SPONSORED BY: Gilmer DIGEST: amends the Code by authorizing intersection controls in the Robertson Village, Sunset Lake, and Harbour Pines N. subdivision REFERRED TO: Transportation Committee	Stricken	10/23/89			
550 SPONSORED BY: Moriarty DIGEST: amends the Code by authorizing a 4-way stop at the intersections of Tuxedo Street and 11th Street and Tuxedo Street and 13th Street REFERRED TO: Transportation Committee	Adopted	10/23/89	10/25/89	G.O. 99	642
551 SPONSORED BY: Dowden and Rhodes DIGEST: honoring the Eastwood Middle School Eaglettes REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	S.R. 60	592
552 SPONSORED BY: Solenberg and Borst DIGEST: honoring the Indianapolis Police Department's Tactical Air Patrol REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	S.R. 61	593
553 SPONSORED BY: Borst DIGEST: honoring the record breaking Indianapolis Indians REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	S.R. 62	594
554 SPONSORED BY: SerVaas DIGEST: thanking the Fleet Management Study volunteers REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	S.R. 63	594

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
555 SPONSORED BY: Strader DIGEST: requesting the Council to study township poor relief costs REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	C.R. 45	595
556 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 8630 Guilford Avenue REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 178	603
557 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 6903 West 21st Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 179	603
558 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6001 Georgetown Road REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 180	603
559 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 5231 West 46th Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 181	603
560 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5350 West 62nd Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 182	603
561 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3437 Boulevard Place REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 183	603

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
562 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 6611 East 82nd Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 184	603
563 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7447 South Meridian REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 185	603
564 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11501 East Washington Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 186	603
565 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4007 North Sherman Drive REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 187	603
566 SPONSORED BY: SerVaas DIGEST: urges Higher Education Commission to support expanded undergraduate and graduate programs at IUPUI REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	S.R. 65	596
567 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 9040 North Meridian Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 188	604
568 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 5790 Guion Road REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 189	605



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
569 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 755 West University Avenue REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 190	605
570 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 1016 North Belmont Avenue REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 191	605
571 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4710 West 73rd Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 192	605
572 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 4050 North Post Road REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 193	605
573 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 3150 North Shadeland Drive REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 194	605
574 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7104 U.S. 31 REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 195	605
575 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2128 - 2146 North Olney Street and 2121 Avondale Place REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	R.O. 196	605

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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576 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its "Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	10/23/89	10/25/89	S.O. 17	631
577 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$4,600 for the Center Township Assessor to purchase a PC printer, software for payroll, personnel attendance records and other budget related matters					
REFERRED TO: County and Townships Committee					
	Adopted	11/20/89	11/22/89	F.O. 119	752
578 SPONSORED BY: Schneider					
DIGEST: amends City-County Resolution No. 4, 1979, which established the Hospital Authority of Marion County, by repealing the section that restricted the issuance of bonds to its first ten years					
REFERRED TO: Economic Development Committee					
	Adopted	11/06/89	11/10/89	G.R. 18	662
579 SPONSORED BY: Durnil					
DIGEST: appropriating \$200,000 for the Dept. of Parks and Recreation, Administration Division, to make the second and final payment for acquisition of the Fatima property, 1313 S. Post Rd., in order for the Department to develop a comprehensive outdoor sports soccer complex					
REFERRED TO: Parks and Recreation Committee					
	Adopted	11/06/89	11/10/89	F.O. 117	660
580 SPONSORED BY: Dowden					
DIGEST: appropriating \$210,000 for the County Sheriff to pay additional salaries requested by contractual settlements made after passage of the 1989 budget					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Stricken	12/18/89			
581 SPONSORED BY: Dowden					
DIGEST: appropriating \$24,000 for the County Sheriff to fund personal services for a Child Sexual Abuse Prevention & Awareness Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/06/89	11/10/89	F.O. 118	661

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
582 SPONSORED BY: Coughenour DIGEST: amending a chapter of the Code dealing with Solid Waste REFERRED TO: Public Works Committee					
No Action Taken in 1989					
583 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls at Chesapeake and Scioto Streets REFERRED TO: Transportation Committee	Adopted	11/20/89	11/22/89	G.O. 102	752
584 SPONSORED BY: Borst, Curry, Cottingham, Coughenour and Rhodes DIGEST: recognizing P. E. MacAllister REFERRED TO: Whole Committee	Adopted	11/06/89	11/10/89	S.R. 69	654
585 SPONSORED BY: Mukes-Gaither DIGEST: concerning the Salvation Army REFERRED TO: Whole Committee	Adopted	10/23/89	10/25/89	S.R. 68	629
586 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District No. 6, 6524 North Carrollton Avenue REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 197	634
587 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District No. 13, 540 East Thompson Road REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 198	634
588 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District No. 22, 215 North Cleveland Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 199	634
589 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 10809 East 21st Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 200	634

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	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
590 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 550 South Capitol Avenue REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 201	634
591 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 10612 East Washington Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 202	634
592 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #12, 2525 North Shadeland Drive REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 203	634
593 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District #6, 5520 North Meridian Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 204	634
594 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District #6, 5503 North Illinois Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	R.O. 205	634
595 SPONSORED BY: Rhodes DIGEST: appointing Robert G. Lugar to the Cable Franchise Board REFERRED TO: Administration Committee	Adopted	11/06/89	11/10/89	C.R. 49	657
596 SPONSORED BY: Rhodes DIGEST: appropriating \$110,000 for the Department of Administration, Central Equipment Management, for preparation of vehicles for auction and for contractual towing services as well as for Riverside Tire Shop's modifications REFERRED TO: Administration Committee	Adopted	11/20/89	11/22/89	F.O. 120	753



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
597 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$5,000 for the Department of Administration, Purchasing Division, to purchase needed capital assets					
REFERRED TO: Administration Committee					
	Adopted	11/20/89	11/22/89	F.O. 121	754
598 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$16,500 for the Warren Township Assessor to pay for additional professional reassessment appraisal services					
REFERRED TO: County and Townships Committee					
	Adopted	11/20/89	11/22/89	F.O. 122	755
599 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$7,368 for the Domestic Relations Counseling Bureau to purchase a computer, printer and seven lateral file cabinets					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	F.O. 123	756
600 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,500 for the Superior Court, Civil Division, Room Seven, to purchase a printer					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	F.O. 124	757
601 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,000 for the Marion County Justice Agency to support the project titled "On-Bench Automated Generation and Filing of Standard Court Orders," which will develop, implement and evaluate on-line orders within the criminal courts					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	F.O. 130	751
602 SPONSORED BY: Dowden					
DIGEST: declaring a necessity for the construction of fire stations, a special units facility, and a public safety answering point for the benefit of the IFD, the IPD and Wishard					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	S.R. 75	758

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
603 SPONSORED BY: McGrath DIGEST: amending the Code, Chapter 2, Administration, by adding a new Section 2-452, dealing with bad check charges REFERRED TO: Rules and Policy Committee	Adopted	11/20/89	11/22/89	G.O. 101	748
604 SPONSORED BY: Borst DIGEST: congratulating Mary Kay Baker REFERRED TO: Whole Committee	Adopted	11/06/89	11/10/89	S.R. 70	655
605 SPONSORED BY: Williams DIGEST: concerning court costs and fines REFERRED TO: County and Townships Committee	Withdrawn	11/20/89			
606 SPONSORED BY: Coughenour DIGEST: authorizing and directing the execution of an appeal to the State Board of Tax Commissioners for an increase in the tax rate and levy as fixed by the Marion County Board of Tax Adjustment to fund certain appropriations REFERRED TO: Whole Committee	Adopted	11/06/89	11/10/89	S.W.C.S.S.D. S.R. 1	665
607 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1990 REFERRED TO: Whole Committee	Adopted	11/06/89	11/10/89	C.R. 50	663
608 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 660 East County Line Road REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	R.O. 206	659
609 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4710 West 73rd Street REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	R.O. 207	659

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
610 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10550 East 56th Street REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	R.O. 208	659
611 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10550 Pendleton Pike REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	R.O. 209	659
612 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10850 East 56th Street REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	R.O. 210	659
613 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5802 Georgetown Road REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	R.O. 211	659
614 SPONSORED BY: Gilmer DIGEST: stopping the effective date of the Transportation Board Resolution 89-38, temporarily regulating traffic from Monument Circle and connecting streets REFERRED TO: Whole Committee	Adopted	11/06/89	11/10/89	S.R. 71	655
615 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project) in the aggregate principal amount of \$4,000,000 REFERRED TO: Economic Development Committee	Adopted	11/20/89	11/22/89	S.O. 18	679

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
616 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of the City of Indianapolis Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project) in an aggregate principal amount not to exceed \$3,500,000					
REFERRED TO: Economic Development Committee					
	Adopted	11/20/89	11/22/89	S.O. 19	675
617 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under IC 36-7-11.9 and IC 36-7-12 for Economic Development Commission financing of National Benevolent Association - Robin Run Village Apartments in an amount not to exceed \$11,000,000					
REFERRED TO: Economic Development Committee					
	Adopted	11/20/89	11/22/89	S.R. 73	676
618 SPONSORED BY: West					
DIGEST: appointing Louis Lopez to the Community Centers of Indianapolis Board					
REFERRED TO: Administration Committee					
	Adopted	12/18/89	12/20/89	C.R. 52	779
619 SPONSORED BY: Rhodes					
DIGEST: appropriating \$204,000 for the Department of Administration, Office of the Director, to cover a projected shortage in the Workmen's Compensation Fund financed from the respective departments					
REFERRED TO: Administration Committee					
	Adopted	12/18/89	12/19/89	F.O. 131	790
620 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$50,000 for the Department of Administration, CEMD, to provide funds for fuel site projects					
REFERRED TO: Administration Committee					
	Adopted	12/18/89	12/27/89	F.O. 134	802
621 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$142,500 for the County Treasurer to follow through with a three year capital improvement plan by purchasing additional computer equipment, peripheral equipment and to replace worn furnishings					
REFERRED TO: County and Townships Committee					
	Adopted	12/18/89	12/27/89	F.O. 135	803



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
622 SPONSORED BY: Dowden DIGEST: amending the Code of Indianapolis and Marion County, Sec. 23-71, to increase the amount of holiday premium paid to firefighters REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/18/89	12/27/89	G.O. 104	804
623 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$3,000 for the Prosecuting Attorney to utilize earned income from the Metro Drug Task Force in order to cover an under-estimation of supply costs REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/04/89	12/07/89	F.O. 126	769
624 SPONSORED BY: Dowden DIGEST: appropriating \$12,909 for the Prosecuting Attorney to transfer funds within the Drug Alcohol Services Grant for reagents and for a new appropriation to the Adult Probation Services Grant REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/04/89	12/07/89	F.O. 125	768
625 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$55,000 for the Prosecuting Attorney to cover various expenditures associated with different law enforcement projects REFERRED TO: Public Safety and Criminal Justice Committee	Defeated	12/04/89			
626 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$3,500 for the Presiding Judge of the Municipal Court to replace aging personal computer equipment REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/04/89	12/07/89	F.O. 127	770
627 SPONSORED BY: Dowden DIGEST: transferring and appropriating \$17,500 for the Presiding Judge of the Municipal Court to replace worn out personal computers and recording equipment REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	12/04/89	12/07/89	F.O. 128	771
628 SPONSORED BY: Coughenour DIGEST: expanding the Solid Waste Disposal Special Service District to include the City of Southport REFERRED TO: Public Works Committee	Adopted	12/04/89	12/07/89	G.O. 103	772

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
629 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating \$161,383 for the Department of Transportation, Finance and Administration Division, to provide sufficient amounts to cover actual workmen's compensation expenses					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/21/89	F.O. 136	806
630 SPONSORED BY: Gilmer					
DIGEST: amending the Code by restricting trucks on certain streets					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/27/89	G.O. 105	807
631 SPONSORED BY: Gilmer					
DIGEST: amending the Code by changing intersection controls at Andre Dr, Normandy Pl, Dubonnet Way and Chablis Circle					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/27/89	G.O. 106	807
632 SPONSORED BY: Clark					
DIGEST: congratulating Wishard's state EMS Governor's Cup winners					
REFERRED TO: Whole Committee					
	Adopted	11/20/89	11/22/89	S.R. 72	671
633 SPONSORED BY: Holmes					
DIGEST: concerning the proliferation of traffic lights					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/20/89	C.R. 53	808
634 SPONSORED BY: Strader					
DIGEST: establishing a Poor Relief Costs Task Force					
REFERRED TO: Whole Committee					
	Adopted	11/20/89	Not Req.	C.R. 51	672
635 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 7201 East Washington Street					
REFERRED TO: Whole Committee					
	Adopted	11/20/89	Not Req.	R.O. 212	680
636 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 24, 419 North 17th Avenue					
REFERRED TO: Whole Committee					
	Adopted	11/20/89	Not Req.	R.O. 213	680

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
637 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5605 West 71st Street REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	R.O. 214	680
638 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7705 North Michigan Road REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	R.O. 215	680
639 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7502 Indian Lake Road REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	R.O. 216	680
640 SPONSORED BY: Rhodes DIGEST: approves the issuance of warrants for the City of Indianapolis during the period of January 1, 1990 to December 31, 1990 REFERRED TO: Administration Committee	Adopted	12/18/89	12/27/89	F.O. 132	791
641 SPONSORED BY: Rhodes DIGEST: authorizing the lease of a portion of the premises located at 1401 West 30th Street for parking space for the use of CEMD REFERRED TO: Administration Committee	Adopted	12/18/89	12/27/89	S.R. 80	809
642 SPONSORED BY: Cottingham DIGEST: authorizing an increase in the salary schedule for Marion County employees REFERRED TO: County and Townships Committee	Adopted	12/18/89	12/27/89	G.R. 19	812
643 SPONSORED BY: Cottingham DIGEST: approving the issuance of warrants for the County General Fund and the County Welfare Fund during the period of January 1, 1990 to December 31, 1990 REFERRED TO: County and Townships Committee	Adopted	12/18/89	12/27/89	F.O. 133	798

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
644 SPONSORED BY: Williams DIGEST: amending the Code by prohibiting parking during specified hours on certain days on portions of Michigan Street REFERRED TO: Transportation Committee	Adopted	12/18/89	12/27/89	G.O. 107	814
645 SPONSORED BY: Curry DIGEST: recognizing the Indianapolis/Koln Partnership Committee REFERRED TO: Whole Committee	Adopted	12/04/89	12/07/89	S.R. 76	764
646 SPONSORED BY: Ruhmkorff DIGEST: concerning Monument Circle REFERRED TO: Whole Committee	Adopted	12/04/89	12/07/89	S.R. 77	765
647 SPONSORED BY: Rhodes DIGEST: amending City-County Fiscal Ordinance No. 88, 1989, to modify committee compensation for councillors for 1990 REFERRED TO: Administration Committee	Defeated	12/18/89			
648 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District #1, 9396 Lafayette Road REFERRED TO: Whole Committee	Adopted	12/04/89	Not Req.	R.O. 217	767
649 SPONSORED BY: Coughenour DIGEST: declaring December 3-9, 1989, as "Cities Fight Back Against Drugs Week" REFERRED TO: Whole Committee	Adopted	12/04/89	12/07/89	S.R. 78	766
650 SPONSORED BY: Schneider DIGEST: a special ordinance authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1989 (Design Printing Company, Inc. Project) in an aggregate principal amount not to exceed \$2,855,000, with \$1,835,000 of such issue being used to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Design Printing Company, Inc. Project) and approving and authorizing other actions in respect thereto REFERRED TO: Economic Development Committee	Adopted	12/18/89	12/19/89	S.O. 20	782



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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651 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of the City of Indianapolis Economic Development Refunding Revenue Bonds (Rand McNally and Company Project), Series 1989, in an aggregate principal amount not to exceed \$8,000,000 to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Rand McNally and Company Project) and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	12/18/89	12/19/89	S.O. 21	785
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652 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of City of Indianapolis Economic Development Revenue Bonds, Series 1989 (Altec Industries, Inc. Project) in an aggregate principal amount not to exceed \$2,000,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	12/18/89	12/19/89	S.O. 22	788
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653 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of Donald R. McPherson as Director of the Department of Administration for a term ending December 31, 1990					
REFERRED TO: Administration Committee					
	No Action Taken in 1989				
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654 SPONSORED BY: Rhodes					
DIGEST: appropriating \$2,600,551 for the Department of Administration, CEMD, to purchase vehicles for the Police Department					
REFERRED TO: Administration Committee					
	No Action Taken in 1989				
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655 SPONSORED BY: Rhodes					
DIGEST: authorizing the lease of 4,236 square feet of office space at 129 E. Market St for the Administration Dept and other city departments					
REFERRED TO: Administration Committee					
	No Action Taken in 1989				
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656 SPONSORED BY: Rhodes					
DIGEST: amending the Code to provide for the establishment of an ordinance violations bureau and the appointment and duties of a violations clerk					
REFERRED TO: Administration Committee					
	No Action Taken in 1989				
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# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
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657 SPONSORED BY: McGrath					
DIGEST: amending the Code to change the date in which the auditor and controller shall file financial reports with the Council from January 15 to February 1, and to change the date in which the hearing on financial reports shall be held from February 10 to February 15					
REFERRED TO: Rules and Policy Committee					
					No Action Taken in 1989
658 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of M. D. Higbee as Director of the Department of Metropolitan Development for a term ending December 31, 1990					
REFERRED TO: Metropolitan Development Committee					
					No Action Taken in 1989
659 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of F. Arthur Strong as Director of the Department of Parks and Recreation for a term ending December 31, 1990					
REFERRED TO: Parks and Recreation Committee					
					No Action Taken in 1989
660 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of Joseph J. Shelton as Director of the Department of Public Safety for a term ending December 31, 1990					
REFERRED TO: Public Safety and Criminal Justice Committee					
					No Action Taken in 1989
661 SPONSORED BY: Dowden					
DIGEST: appropriating \$321,750 for the Community Corrections Agency to operate the Community Corrections Center which is to be located at 102 S Delaware St					
REFERRED TO: Public Safety and Criminal Justice Committee					
					No Action Taken in 1989
662 SPONSORED BY: Dowden					
DIGEST: appropriating \$57,577 for the Community Corrections Agency to relocate their Center from the City-County Building to 102 S Delaware St					
REFERRED TO: Public Safety and Criminal Justice Committee					
					No Action Taken in 1989

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
663 SPONSORED BY: Dowden					
DIGEST: appropriating \$27,000 for the Community Corrections Agency to assist in funding the operation of the Community Corrections Center					
REFERRED TO: Public Safety and Criminal Justice Committee					
		No Action Taken in 1989			
664 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,616,142 for the Department of Public Safety, Police Division, to purchase new vehicles in accordance with the current level of services per the five-year fleet plan					
REFERRED TO: Public Safety and Criminal Justice Committee					
		No Action Taken in 1989			
665 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works for a term ending December 31, 1990					
REFERRED TO: Public Works Committee					
		No Action Taken in 1989			
666 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of certain persons as Deputy Mayors for a term ending December 31, 1990					
REFERRED TO: Rules and Policy Committee					
		No Action Taken in 1989			
667 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of Joseph C. Staehler as Director of the Department of Transportation for a term ending December 31, 1990					
REFERRED TO: Transportation Committee					
		No Action Taken in 1989			
668 SPONSORED BY: Gilmer					
DIGEST: amending the Code by changing intersection controls at various locations					
REFERRED TO: Transportation Committee					
		No Action Taken in 1989			
669 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls in Willowbrook Park					
REFERRED TO: Transportation Committee					
		No Action Taken in 1989			

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
670 SPONSORED BY: Gilmer DIGEST: amending the Code by changing the intersection controls at the intersection of Biscayne Road and 35th Street REFERRED TO: Transportation Committee					
	No Action Taken in 1989				
671 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Pyramid Pointe Subdivision REFERRED TO: Transportation Committee					
	No Action Taken in 1989				
672 SPONSORED BY: Gilmer DIGEST: amending the Code by authorizing intersection controls in the Lockerbie Square area REFERRED TO: Transportation Committee					
	No Action Taken in 1989				
673 SPONSORED BY: Williams DIGEST: amending the Code by prohibiting parking during specified hours on certain days on portions of East Street REFERRED TO: Transportation Committee					
	No Action Taken in 1989				
674 SPONSORED BY: Gilmer and Curry DIGEST: honoring W. Wayne Burking REFERRED TO: Whole Committee					
	Adopted	12/18/89	12/27/89	S.R. 79	779
675 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #14, 405 South Shortridge Road REFERRED TO: Whole Committee					
	Adopted	12/18/89	Not Req.	R.O. 218	787
676 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District #1, 7523 Marsh Road REFERRED TO: Whole Committee					
	Adopted	12/18/89	Not Req.	R.O. 219	787



# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
677 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District #1, 5710 Georgetown Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 220	787
678 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #14, 5804 Brookville Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 221	787
679 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District #4, 2501 East 86th Street REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 222	787
680 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District #13, 7638 Acton Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 223	787
681 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District #25, 4951 South Harding Street REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 224	787
682 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #13, 116 South Muessing Street REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 225	787
683 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District #18, 6231 West Washington Street REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	R.O. 226	787

# 1989 PROPOSAL INDEX

	Action	Date	Approved By Mayor	Ordinance Number	Journal Page
684 SPONSORED BY: West					
DIGEST: appointing Martin D. Carpenter to the Citizens Police Complaint Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
					No Action Taken in 1989
685 SPONSORED BY: West					
DIGEST: appointing Margo A. Lyon to the Citizens Police Complaint Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
					No Action Taken in 1989
686 SPONSORED BY: West					
DIGEST: appointing Larna K. Spearman to the Citizens Police Complaint Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
					No Action Taken in 1989

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Coughenour					
DIGEST: establishing procedures for expanding or deleting territory for the solid waste disposal special taxing districts					
REFERRED TO: Public Works Committee					
	Adopted	01/09/89	01/20/89	680, 1988	26
2 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection control changes at various locations in Charter Pointe Subdivision, Southern Lakes Subdivision and Brookfield Estates Subdivision					
REFERRED TO: Transportation Committee					
	Adopted	01/09/89	01/20/89	681, 1988	27
3 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection control changes at various locations in the Castle Ridge Subdivision					
REFERRED TO: Transportation Committee					
	Adopted	01/09/89	01/20/89	682, 1988	27
4 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a traffic signal at Girls School Road and Morris Street					
REFERRED TO: Transportation Committee					
	Adopted	01/09/89	01/20/89	683, 1988	27
5 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing traffic signals at Blackford Street and Michigan Street, and Blackford Street and New York Street					
REFERRED TO: Transportation Committee					
	Adopted	01/09/89	01/20/89	684, 1988	27
6 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a four-way stop at Evanston Avenue and 71st Street					
REFERRED TO: Transportation Committee					
	Adopted	01/09/89	01/20/89	711, 1988	27
7 SPONSORED BY: Dowden					
DIGEST: amending the Code, by codifying Part I of Appendix A, and adding a section to allow Firefighters an additional 24 hour duty day off per year and reduce overtime					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/09/89	01/20/89	706, 1988	33

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: Coughenour					
DIGEST: authorizing the expansion of the Solid Waste Collection Special Service District					
REFERRED TO: Public Works Committee					
	Adopted	01/23/89	02/01/89	32	58
9 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing special parking privileges for police department vehicles on Porto Alegre, south of Michigan Street					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	36	68
10 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing intersection control changes in the Brunson Acres Subdivision, the Eagle Cove Subdivision and the Cross Creek Subdivision					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	37	68
11 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing intersection control changes at various locations					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	38	68
12 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at High School Road and 56th Street					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	39	68
13 SPONSORED BY: Gilmer					
DIGEST: amends the Code by changing a two-way stop to a traffic signal at Century Plaza Road and Georgetown Road					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	41	68
14 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing intersection control changes in Avon Creek Subdivision, Cardinal Cove Subdivision and Beam Reach Subdivision					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	42	68



# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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15 SPONSORED BY: Durnil					
DIGEST: amends the Code by moving a traffic signal from Shadeland Avenue and Allstate Insurance Company to Shadeland Avenue, Eastgate Chrysler and Eastgate Mall					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	44	68
-----					
16 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing weight limit restrictions on a section on Trowbridge Street and Temple Avenue					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	45	68
-----					
17 SPONSORED BY: Gilmer					
DIGEST: amends the code by prohibiting parking on both sides of Robbins Road from 86th Street to the north terminal (8815 North)					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	46	68
-----					
18 SPONSORED BY: Coughenour					
DIGEST: authorizing the implementation of a user fee in the Solid Waste Disposal Special Taxing District					
REFERRED TO: Public Works Committee					
	Adopted	01/23/89	02/01/89	31	58
-----					
19 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at the intersection of Eagle Creek Parkway and 38th Street					
REFERRED TO: Transportation Committee					
	Adopted	02/06/89	02/17/89	69	95
-----					
20 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a passenger and materials loading zone on a portion of Ohio Street					
REFERRED TO: Transportation Committee					
	Adopted	02/06/89	02/17/89	70	95
-----					
21 SPONSORED BY: Schneider					
DIGEST: restricts parking for welfare department vehicles to twenty-five minutes					
REFERRED TO: Transportation Committee					
	Adopted	02/06/89	02/17/89	78	95
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# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
22 SPONSORED BY: Gilmer and West					
DIGEST: amends the Code by authorizing a 4-way stop at Central Avenue and 57th Street					
REFERRED TO: Transportation Committee					
	Adopted	03/20/89	03/27/89	155	159
23 SPONSORED BY: Rhodes					
DIGEST: amending the Code, Article XXIII, Outdoor Retail Sales of Beverages, Flowers and Food from Carts					
REFERRED TO: Administration Committee					
	Adopted	03/20/89	03/27/89	97	162
24 SPONSORED BY: Curry					
DIGEST: amending the Code, Section 17-650, Liability insurance, to reduce the combined limit coverage for personal injury and property damage beginning on April 1, 1989					
REFERRED TO: Administration Committee					
	Adopted	03/20/89	03/27/89	98	172
25 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a one-way stop on 52nd Street at Potters Pike					
REFERRED TO: Transportation Committee					
	Adopted	03/20/89	03/27/89	117	174
26 SPONSORED BY: Solenberg					
DIGEST: amends the Code by authorizing a 4-way stop at Mud Creek Road and 86th Street					
REFERRED TO: Transportation Committee					
	Adopted	03/20/89	03/27/89	156	174
27 SPONSORED BY: Dowden					
DIGEST: amending the Code, Section 2-358, by updating the funding of the County Corrections Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/10/89	04/18/89	182	205
28 SPONSORED BY: Dowden					
DIGEST: amending the Code, Section 1 of Part I of Appendix B to add an additional holiday for police officers and by adding a new Section 5 to provide for death leave for police officers					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/10/89	04/18/89	183	205

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
29 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at the Lawrence Fire Station access drive (6350 East) at 86th Street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	186	206
-----					
30 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a segment of Washington Street, from New Jersey Street to West Street, and a segment of Alabama Street, from Michigan Street to Virginia Avenue, to become one-way					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	187	206
-----					
31 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing an 85 foot loading zone for Indiana Bell Telephone Company on Pierson Street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	188	206
-----					
32 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a passenger and materials loading zone for L. S. Ayres on a portion of Meridian Street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	189	206
-----					
33 SPONSORED BY: Gilmer					
DIGEST: amends the Code by changing the segment of Elder Avenue between Washington Street and Maryland Street from a one-way southbound street to a two-way street					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	190	206
-----					
34 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a weight limit restriction on Kittley Road from Brookville Road to Vandergriff Road					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	191	206
-----					
35 SPONSORED BY: McGrath					
DIGEST: amends the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Orinoco Avenue from Southport Road to Banta Avenue					
REFERRED TO: Transportation Committee					
	Adopted	04/10/89	04/18/89	192	206
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# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
36 SPONSORED BY: Irvin					
DIGEST: amends the Code by adding a new Section 28-351, memorial streets created, to provide for memorial streets					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/24/89	05/03/89	19	236
37 SPONSORED BY: Borst					
DIGEST: amending the Code by adding a new Article IX in Chapter 20, dealing with the sale of tickets for the National Football League's "1992 Super Bowl" exhibition at the Hoosier Dome					
REFERRED TO: Rules and Policy Committee					
	Adopted	04/24/89	05/03/89	226	241
38 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing an increase in loading zone rental fees from \$10.00 to \$20.00 per linear foot					
REFERRED TO: Transportation Committee					
	Adopted	04/24/89	05/03/89	227	242
39 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the speed limit to be reduced from 40 MPH to 35 MPH on High School Road between Crawfordsville Road and 46th Street					
REFERRED TO: Transportation Committee					
	Adopted	04/24/89	05/03/89	229	243
40 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at the intersection of Allisonville Road and 52nd Street					
REFERRED TO: Transportation Committee					
	Adopted	04/24/89	05/03/89	230	243
41 SPONSORED BY: Moriarty					
DIGEST: amends the Code by authorizing a 3-way stop at the intersection of E. Pleasant Run Parkway South Drive and Kitley Avenue					
REFERRED TO: Transportation Committee					
	Adopted	04/24/89	05/03/89	231	243
42 SPONSORED BY: Cottingham					
DIGEST: amends the Code by authorizing a 4-way stop at the intersection of Doris Drive and Farley Drive					
REFERRED TO: Transportation Committee					
	Adopted	05/08/89	05/11/89	257	259



# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: Dowden					
DIGEST: amending Chapter 10 of the Code to authorize the MECA Board to exercise certain powers with respect to the implementation and maintenance of an Enhanced 9-1-1 emergency telephone service					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	270	279
44 SPONSORED BY: Dowden					
DIGEST: imposes a monthly enhanced emergency telephone system fee of thirty cents for each exchange access facility used in Marion County, amends Chapter 10 of the Code					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	271	280
45 SPONSORED BY: Coughenour					
DIGEST: amending the Code, Section 27-110, Exceptions, to expand automatic lawn watering adjustment to two additional months					
REFERRED TO: Public Works Committee					
	Adopted	05/22/89	05/26/89	281	288
46 SPONSORED BY: Coughenour					
DIGEST: amending the Code by authorizing the speed limit to be changed from 30 MPH to 25 MPH on Banta Road, from McFarland Road to Sherman Drive					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	282	316
47 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing two-hour parking meters on Hudson Street, St. Joseph Street, Meridian Street and Indiana Ave					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	298	316
48 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing one- and two-hour parking and rush-hour restrictions in various locations					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	299	316
49 SPONSORED BY: Gilmer					
DIGEST: amending the Code by prohibiting parking on the west side of Clarendon Road at 38th Street					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	300	316

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
50 SPONSORED BY: Dowden					
DIGEST: amending the Code by authorizing a 4-way stop at Tuxedo and 61st Streets					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/26/89	312	316
51 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a 4-way stop at Indianola Avenue and 49th Street					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	313	316
52 SPONSORED BY: Howard					
DIGEST: amending the Code by authorizing a 4-way stop at Boulevard Place and 34th Street					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	314	316
53 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a loading zone at 300 North Meridian Street for Browning Investments					
REFERRED TO: Transportation Committee					
	Adopted	06/19/89	06/29/89	301	320
54 SPONSORED BY: Boyd					
DIGEST: amending the Code by authorizing intersection control changes at Millersville Road and East 46th Street					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	320, 1988	338
55 SPONSORED BY: Clark					
DIGEST: amends the Code by authorizing a 4-way stop at the intersection of Five Points and Stop 11 Roads					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	343	338
56 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the installation of intersection controls for streets in Fox Orchard, Forrest Commons, Autumn Ridge, Steeplechase, and Steeplechase West Subdivisions					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	340	339

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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57 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the installation of intersection controls for streets in Big Run, Section 1, Village Manor and Brunson Acres, Sections 3, 4, 5 and 6, Subdivisions					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	341	339
-----					
58 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a 4-way stop at the intersection of County Line Road and Prospect Street					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	342	339
-----					
59 SPONSORED BY: Clark					
DIGEST: amends the Code by authorizing a 4-way stop at the intersection of Senour and Thompson Roads					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	344	339
-----					
60 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the speed limit on a segment of 33rd St. from Franklin Road to Post Road to be posted as 35 MPH					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	345	339
-----					
61 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the speed limit to be reduced on specified streets in the Beam Reach Subdivision					
REFERRED TO: Transportation Committee					
	Adopted	07/10/89	07/18/89	346	339
-----					
62 SPONSORED BY: Borst					
DIGEST: amending Chapter 8 of the Code by revising the fees for certain activities					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/01/89	08/09/89	362	390
-----					
63 SPONSORED BY: Dowden					
DIGEST: amending Chapter 23 1/2 of the Code to add an additional holiday for sheriff's deputies and to provide for additional death leave and sick leave					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	375	400
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# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
64 SPONSORED BY: Williams					
DIGEST: amending the Code by authorizing a four-way stop at Ohio Street and Summit Street					
REFERRED TO: Transportation Committee					
	Adopted	08/01/89	08/09/89	376	403
65 SPONSORED BY: Coughenour					
DIGEST: amending Chapter 13, Article III, of the Code, dealing with the Solid Waste Disposal User Fee					
REFERRED TO: Public Works Committee					
	Adopted	08/28/89	09/07/89	402	434
66 SPONSORED BY: Coughenour					
DIGEST: amending Section 27-102 of the Code, dealing with the establishment of rates and charges for the use of the sewer system					
REFERRED TO: Public Works Committee					
	Adopted	08/28/89	09/07/89	403	437
67 SPONSORED BY: Borst					
DIGEST: amends the Code by authorizing intersection control changes at Forward Pass Rd, Friendship Dr, and Hill Gail Dr, also Chateaugay Dr and Gallant Fox Dr, and Friendship Dr and Gallant Fox Dr					
REFERRED TO: Transportation Committee					
	Adopted	08/28/89	09/07/89	409	439
68 SPONSORED BY: Giffin and Curry					
DIGEST: amends the Code by authorizing a three-way stop at Beckford Drive and Richie Avenue					
REFERRED TO: Transportation Committee					
	Adopted	08/28/89	09/07/89	410	439
69 SPONSORED BY: Solenberg					
DIGEST: amends the Code by authorizing a four-way stop at Tanager Lane and Teel Way					
REFERRED TO: Transportation Committee					
	Adopted	08/28/89	09/07/89	411	439
70 SPONSORED BY: Rhodes					
DIGEST: repeals licensing requirements for persons engaged in charitable solicitations (Article IV of Chapter 17 of the Code)					
REFERRED TO: Administration Committee					
	Adopted	09/25/89	10/05/89	391	571



# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
71 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking restrictions on specified segments of Maryland Street and Capitol Avenue					
REFERRED TO: Transportation Committee					
	Adopted	09/25/89	10/05/89	404	574
72 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a segment of 26th Street to become one-way and by authorizing parking restrictions on designated segments of Illinois Street					
REFERRED TO: Transportation Committee					
	Adopted	09/25/89	10/05/89	405	574
73 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing the reversal of the preferential street at the intersection of Tacoma Avenue and 28th Street					
REFERRED TO: Transportation Committee					
	Adopted	09/25/89	10/05/89	407	574
74 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking restrictions on segments of Alabama Street					
REFERRED TO: Transportation Committee					
	Adopted	09/25/89	10/05/89	408	574
75 SPONSORED BY: Rhodes					
DIGEST: amending Division 2 of Chapter 17, of the Code, dealing with the composition and operation of the license review board					
REFERRED TO: Administration Committee					
	Adopted	09/25/89	10/05/89	445	577
76 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Post Road and Raymond Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	466	612
77 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Edgewood Avenue and Keystone Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	467	612

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
78 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Five Points Road and Southport Road					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	468	612
79 SPONSORED BY: Howard					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Burton Avenue and Roach Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	473	612
80 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a four-way stop at the intersection of East County Line Road and Thompson Road					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	507	612
81 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a passenger and materials loading zone for Indiana News, on a portion of Maryland Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	465	615
82 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing a weight limit on Manderley Drive between 86th and 91st Streets					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	469	615
83 SPONSORED BY: West					
DIGEST: amending the Code by authorizing parking changes on portions of Central Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	470	615
84 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a 25 mph speed limit control change on Hillside Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	471	615

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
85 SPONSORED BY: Rhodes					
DIGEST: amending the Code by authorizing a 4-way stop at the intersection of Evanston Avenue and 58th Street, and also at the intersection of Hillside Avenue and 58th Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	472	615
86 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking restrictions on a segment of 29th Street east of East Riverside Drive					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	504	615
87 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing parking control changes on a segment of Virginia Avenue between the Conrail R.R. and Prospect Street					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	505	615
88 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at the intersection of Bluff Road and Stop 11 Road					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	506	615
89 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at the intersection of Clearvista Drive and Shadeland Avenue					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	508	615
90 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing intersection control changes in the Robertson Village, Sunset Lake, and Harbour Pines N. subdivisions					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	509	615
91 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing intersection control changes in the Debello Estates, The Moorings, Pine Springs, Trophy Club, Twin Oaks, and Westwood subdivisions					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	510	615

# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
92 SPONSORED BY: Solenberg					
DIGEST: amends the Code by authorizing a 25 mph speed limit change on Cherry Lake Road, from Thirtieth Street to Lauren Drive					
REFERRED TO: Transportation Committee					
	Adopted	10/09/89	10/20/89	511	615
93 SPONSORED BY: Dowden					
DIGEST: amends the Code establishing a Citizens Police Complaint office and repeals Section 8, Appendix B, Part IV, dealing with Community Relations office					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	537	639
94 SPONSORED BY: Durnil					
DIGEST: amends the Code by authorizing a weight limit restriction on Franklin Road from Washington Street to 21st Street					
REFERRED TO: Transportation Committee					
	Adopted	10/23/89	10/25/89	347	642
95 SPONSORED BY: Williams					
DIGEST: amends the Code by authorizing a four-way stop at the intersection of Alabama Street and 13th Street					
REFERRED TO: Transportation Committee					
	Adopted	10/23/89	10/25/89	512	642
96 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a stop sign on Harding Street at Thompson Road					
REFERRED TO: Transportation Committee					
	Adopted	10/23/89	10/25/89	546	642
97 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a traffic signal at the intersection of Sherman Drive and Stop 11 Road					
REFERRED TO: Transportation Committee					
	Adopted	10/23/89	10/25/89	547	642
98 SPONSORED BY: Gilmer					
DIGEST: amends the Code by authorizing a 4-way stop at the intersection of North Street and Tuxedo Street					
REFERRED TO: Transportation Committee					
	Adopted	10/23/89	10/25/89	548	642



# 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
99 SPONSORED BY: Moriarty					
DIGEST: amends the Code by authorizing a 4-way stop at the intersections of Tuxedo Street and 11th Street and Tuxedo Street and 13th Street					
REFERRED TO: Transportation Committee					
	Adopted	10/23/89	10/25/89	550	642
-----					
100 SPONSORED BY: Borst					
DIGEST: Metropolitan Development Commission Docket 89-AO-2, certified on September 22, 1989, amending Marion County Council Ordinance No. 8, 1957, as amended, by repealing the current Dwelling Districts Zoning Ordinance of Marion County and certain sections of the Marion County Master Plan Permanent Zoning Ordinance, and establishing a new Dwelling Districts Zoning Ordinance for Marion County					
REFERRED TO: Metropolitan Development Committee					
	Adopted	11/20/89	Not Req.	515	682
-----					
101 SPONSORED BY: McGrath					
DIGEST: amending the Code, Chapter 2, Administration, by adding a new Section 2-452, dealing with bad check charges					
REFERRED TO: Rules and Policy Committee					
	Adopted	11/20/89	11/22/89	603	748
-----					
102 SPONSORED BY: Gilmer					
DIGEST: amending the Code by authorizing intersection controls at Chesapeake and Scioto Streets					
REFERRED TO: Transportation Committee					
	Adopted	11/20/89	11/22/89	583	752
-----					
103 SPONSORED BY: Coughenour					
DIGEST: expanding the Solid Waste Disposal Special Service District to include the City of Southport					
REFERRED TO: Public Works Committee					
	Adopted	12/04/89	12/07/89	628	772
-----					
104 SPONSORED BY: Dowden					
DIGEST: amending the Code of Indianapolis and Marion County, Sec. 23-71, to increase the amount of holiday premium paid to firefighters					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/18/89	12/27/89	622	804
-----					
105 SPONSORED BY: Gilmer					
DIGEST: amending the Code by restricting trucks on certain streets					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/27/89	630	807
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## 1989 GENERAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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106 SPONSORED BY: Gilmer					
DIGEST: amending the Code by changing intersection controls at Andre Dr, Normandy Pl, Dubonnet Way and Chablis Circle					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/27/89	631	807
-----					
107 SPONSORED BY: Williams					
DIGEST: amending the Code by prohibiting parking during specified hours on certain days on portions of Michigan Street					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/27/89	644	814
-----					

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Rhodes					
DIGEST: appropriating \$355,504 for the Department of Administration, Director's Office, for a new phone system to allow expansion to another building					
REFERRED TO: Administration Committee					
	Adopted	01/09/89	01/20/89	697, 1988	22
2 SPONSORED BY: Dowden					
DIGEST: appropriating \$768,426 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to establish and maintain the technical support for the implementation of E-911 and a county-wide radio system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/09/89	01/20/89	703, 1988	23
3 SPONSORED BY: Dowden					
DIGEST: appropriating \$184,712 for the County Sheriff to hire eight additional corrections officers to bring the inmate recreation hours in line with Federal Court Order					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/09/89	01/20/89	704, 1988	24
4 SPONSORED BY: Durnil					
DIGEST: appropriating \$1,269,798 for the Department of Parks and Recreation, Administration Division, to construct a police quadrant headquarters building within Washington Park					
REFERRED TO: Parks and Recreation Committee					
	Adopted	01/23/89	02/01/89	701, 1988	50
5 SPONSORED BY: Rhodes					
DIGEST: appropriating \$58,405 for the Department of Administration, Purchasing Division, to position purchasing agents in the Indianapolis Police and Fire Departments					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	5	51
6 SPONSORED BY: Rhodes					
DIGEST: appropriating \$1,915,000 for the Department of Administration, Central Equipment Management Division, to purchase vehicles for the Police Department					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	6	52

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
7 SPONSORED BY: Durnil					
DIGEST: appropriating \$2,585,821 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities					
REFERRED TO: Parks and Recreation Committee					
	Adopted	01/23/89	02/01/89	21	53
-----					
8 SPONSORED BY: Dowden					
DIGEST: appropriating \$450,000 for the Prosecuting Attorney, Marion County Justice Agency and County Auditor to cover expenses incurred on implementation and design of the UTT phase of JUSTIS					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	23	53
-----					
9 SPONSORED BY: Dowden					
DIGEST: appropriating \$363,617 for the Prosecuting Attorney, County Sheriff and County Auditor for two existing programs, Metro Drug Task Force and Division of Addictive Services					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	24	55
-----					
10 SPONSORED BY: Dowden					
DIGEST: appropriating \$152,800 for the Prosecuting Attorney to fund the Metro Drug Task Force					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	25	56
-----					
11 SPONSORED BY: Dowden					
DIGEST: appropriating \$178,038 for the Prosecutor's Child Support IV-D Agency for the federally funded share of the Child Support computer upgrade					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	26	56
-----					
12 SPONSORED BY: Coughenour					
DIGEST: appropriating \$1,431,197 for the Department of Public Works, Office of the Director, to make the service fee as agreed upon within the Service Agreement					
REFERRED TO: Public Works Committee					
	Adopted	01/23/89	01/25/89	29	57
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
13 SPONSORED BY: Dowden					
DIGEST: appropriating \$400,000 in the County Auditor's budget for the acquisition of a building to be used by the Sheriff for district offices					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	01/24/89	48	62
14 SPONSORED BY: Strader					
DIGEST: appropriating \$50,500 for the Cooperative Extension Service to purchase a new copier					
REFERRED TO: Community Affairs Committee					
	Adopted	01/23/89	02/01/89	13	65
15 SPONSORED BY: Dowden					
DIGEST: appropriating \$4,000 for the Marion County Community Corrections Agency to provide for increased caseloads and supply costs					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	27	66
16 SPONSORED BY: Dowden					
DIGEST: appropriating \$18,540 for the Superior Court, Criminal Division, Room 2, to transfer funds from payroll to contractual services for public defenders					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	28	67
17 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$800 for the Superior Court, Civil Division, Room One, for final payment on an office computer					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/06/89	02/17/89	67	93
18 SPONSORED BY: Durnil					
DIGEST: appropriating \$75,000 for the Department of Parks and Recreation, Administration Division, to supplement the management of the Department to enable it to improve its business operations					
REFERRED TO: Parks and Recreation Committee					
	Adopted	02/27/89	03/09/89	105	125
19 SPONSORED BY: Dowden					
DIGEST: appropriating \$378,250 for the Department of Public Safety, Metropolitan Emergency Communications Agency, to lease/purchase communication equipment for a short term radio system fix					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/27/89	03/09/89	107	126

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
20 SPONSORED BY: Dowden					
DIGEST: appropriating \$8,850 for the Superior Court, Juvenile Division, to appropriate Street Law for 1989					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/27/89	03/09/89	108	127
21 SPONSORED BY: Coughenour					
DIGEST: appropriating \$2,968,008 for the Department of Public Works, Flood Control Division, to relieve drainage problems in neighborhoods					
REFERRED TO: Public Works Committee					
	Adopted	02/27/89	03/09/89	110	128
22 SPONSORED BY: Coughenour					
DIGEST: appropriating \$1,004,360 for the Department of Public Works, Administration Division, to provide assistance to areas that are unable to afford the cost of sewers					
REFERRED TO: Public Works Committee					
	Adopted	02/27/89	03/09/89	112	130
23 SPONSORED BY: Coughenour					
DIGEST: appropriating \$1,200,000 for the Department of Public Works, Liquid Waste Processing Operations, for maintenance, refurbishment and improvement of the infrastructure used in collection and transporting wastewater					
REFERRED TO: Public Works Committee					
	Adopted	02/27/89	03/09/89	113	131
24 SPONSORED BY: Coughenour					
DIGEST: appropriating \$2,255,000 for the Department of Public Works, Liquid Waste Processing Operations, to complete the base map conversion and to purchase required computer hardware					
REFERRED TO: Public Works Committee					
	Adopted	02/27/89	03/09/89	114	131
25 SPONSORED BY: Gilmer					
DIGEST: appropriating \$1,106,345 for the Department of Transportation, Administration Division, for various projects planned for construction					
REFERRED TO: Transportation Committee					
	Adopted	02/27/89	03/09/89	118	132

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
26 SPONSORED BY: Gilmer					
DIGEST: appropriating \$2,604,481 for the Department of Transportation, Administration Division, for various projects planned for construction					
REFERRED TO: Transportation Committee					
	Adopted	02/27/89	03/09/89	119	132
-----					
27 SPONSORED BY: Durnil					
DIGEST: appropriating \$100,000 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to continue with efforts to increase arts support					
REFERRED TO: Parks and Recreation Committee					
	Adopted	03/20/89	03/27/89	104	152
-----					
28 SPONSORED BY: Durnil					
DIGEST: appropriating \$539,990 for the Department of Parks and Recreation, Administration Division, to upgrade existing facilities and decrease maintenance and operating costs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	03/20/89	03/27/89	106	153
-----					
29 SPONSORED BY: Coughenour					
DIGEST: appropriating \$2,348,780 for the Department of Public Works, Administration Division, to construct a more humane and modern animal control facility					
REFERRED TO: Public Works Committee					
	Adopted	03/20/89	03/27/89	111	155
-----					
30 SPONSORED BY: Rhodes					
DIGEST: appropriating \$130,000 for the Department of Administration, Finance Division, to upgrade and replace the computer system serving Barrett Law and Licensing in the Controller's Office					
REFERRED TO: Administration Committee					
	Adopted	03/20/89	03/27/89	148	156
-----					
31 SPONSORED BY: Rhodes					
DIGEST: appropriating \$29,200 for the Department of Administration, Purchasing Division, to place a Purchasing Agent in the Department of Transportation					
REFERRED TO: Administration Committee					
	Adopted	03/20/89	03/27/89	149	157
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
32 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$235,140 for the Department of Public Works, Liquid Waste Processing Operations, to increase the level of departmental involvement in construction management and inspection and to increase the number of water shut-offs for past due accounts					
REFERRED TO: Public Works Committee					
	Adopted	03/20/89	03/27/89	152	158
-----					
33 SPONSORED BY: Coughenour					
DIGEST: appropriating \$1,905,869 for the Department of Public Works, Office of the Director, to make service fee payments as provided in the Service Agreement with Ogden Martin Systems					
REFERRED TO: Public Works Committee					
	Adopted	03/20/89	03/27/89	153	160
-----					
34 SPONSORED BY: Coughenour					
DIGEST: appropriating \$800,000 for the Department of Public Works, Office of the Director, to provide assistance to areas that are not able to afford sanitary sewer costs					
REFERRED TO: Public Works Committee					
	Adopted	03/20/89	03/27/89	154	161
-----					
35 SPONSORED BY: Rhodes					
DIGEST: appropriating \$704,130 for the Department of Administration, Office of the Director, City Market, to provide financial support to the City Market Corporation in accordance with terms of the lease agreement					
REFERRED TO: Administration Committee					
	Adopted	04/10/89	04/18/89	172	190
-----					
36 SPONSORED BY: Rhodes					
DIGEST: appropriating \$29,200 for the Department of Administration, Purchasing Division, to position a purchasing agent in the Department of Public Works for greater proficiency in purchasing					
REFERRED TO: Administration Committee					
	Adopted	04/10/89	04/18/89	173	192
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
37 SPONSORED BY: Durnil					
DIGEST: appropriating \$250,000 for the Department of Parks and Recreation, Administration Division, to purchase forty acres with buildings and improvements at 1313 South Post Road and contingency to purchase replacement property for the Fall Creek Little League which is being displaced from its current location at Kessler Boulevard and Fall Creek Road					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/18/89	176	193
-----					
38 SPONSORED BY: Durnil					
DIGEST: appropriating \$326,576 to the Department of Parks and Recreation, Administration Division, to complete the reconstruction and improvement project at Eagle Creek Golf Course					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/18/89	177	194
-----					
39 SPONSORED BY: Dowden					
DIGEST: appropriating \$80,000 for the Prosecuting Attorney because agencies have increased their spending beyond their original budget appropriations					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/10/89	04/18/89	180	195
-----					
40 SPONSORED BY: Dowden					
DIGEST: appropriating \$33,425 for the Prosecuting Attorney for the Metro Drug Task Force grant that was inadvertently left out of the original appropriation for purposes of overtime for a surrounding county agency					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/10/89	04/18/89	181	196
-----					
41 SPONSORED BY: Cottingham					
DIGEST: appropriating \$6,200 for the Washington Township Assessor to use temporary outside services to complete reassessment					
REFERRED TO: County and Townships Committee					
	Adopted	04/24/89	05/03/89	175	224
-----					
42 SPONSORED BY: Cottingham					
DIGEST: appropriating \$18,000 for the Lawrence Township Assessor to extend office hours and hire three additional people					
REFERRED TO: County and Townships Committee					
	Adopted	04/24/89	05/03/89	214	225
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: Dowden					
DIGEST: appropriating \$8,356 for the Marion County Community Corrections Agency to provide the completion of payments on the electronic monitoring contract					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	218	225
44 SPONSORED BY: Dowden					
DIGEST: appropriating \$109,980 for the Prosecuor's Child Support IV-D Agency for their annual summer project and to purchase a voice response system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	219	226
45 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$560 for the Franklin Township Assessor for forms and supplies for the copy machine purchased for that office					
REFERRED TO: County and Townships Committee					
	Adopted	04/24/89	05/03/89	212	238
46 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$290 for the County Surveyor for stationery and office supplies					
REFERRED TO: County and Townships Committee					
	Adopted	04/24/89	05/03/89	213	238
47 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,000 for the Superior Court, Criminal Division, Room IV, because additional employees are needed to assist with sequestered juries during June and July					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	216	239
48 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$6,130 for the Marion County Community Corrections Agency to pay the 27th pay period in this fiscal year, due to an increase in pay periods because of the leap year					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	217	240

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
49 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$271,621 for pre-trial services from the Municipal Courts to the Marion County Justice Agency to streamline operations and alleviate jail overcrowding					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/08/89	05/11/89	220	255
50 SPONSORED BY: Durnil					
DIGEST: transferring and appropriating \$10,000 for the Department of Parks and Recreation, Golf Division, for carpeting and to purchase concession equipment as a result of the operations change					
REFERRED TO: Parks and Recreation Committee					
	Adopted	05/08/89	05/11/89	215	258
51 SPONSORED BY: Rhodes					
DIGEST: appropriating \$375,000 for the Department of Administration, Office of the Director, to replenish monies needed in the Workmen's Compensation Fund as created in 1985 to fund employees' claims under the Indiana Compensation Act					
REFERRED TO: Administration Committee					
	Adopted	05/22/89	05/26/89	266	270
52 SPONSORED BY: Borst					
DIGEST: appropriating \$250,000 for the Department of Metropolitan Development, Development Services Division, to deal with unsafe building conditions through rigorous boarding, repair and demolition effort					
REFERRED TO: Metropolitan Development Committee					
	Adopted	05/22/89	05/26/89	268	271
53 SPONSORED BY: Dowden					
DIGEST: appropriating \$9,000 for the Superior Court, Criminal Division, Probation Dept. to replace a nine year old copy machine and to pay for costs of a maintenance agreement					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	274	272
54 SPONSORED BY: Dowden					
DIGEST: appropriating \$14,890 for the Superior Court, Criminal Division, Probation Dept. to purchase word processing equipment; thereby completing a three year phase in automation necessitated by increased work load					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	275	273

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
55 SPONSORED BY: Dowden					
DIGEST: appropriating \$30,056 for the Presiding Judge of the Municipal Court for the purpose of transferring a grant program from the Forensic Services Agency to the Municipal Court					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	277	273
56 SPONSORED BY: Dowden					
DIGEST: appropriating \$2,541 for the Forensic Services Agency to purchase reagents for drug testing					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	278	274
57 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,891 for the Presiding Judge of the Municipal Court for personnel for the Drug Monitored Release Program for January through May, 1989					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	276	274
58 SPONSORED BY: Dowden					
DIGEST: appropriating \$97,728 for the Community Corrections Agency to purchase electronic monitoring equipment					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	279	276
59 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,100 for the Community Corrections Agency to reimburse a Pre-Trial Home Detention Officer for mileage through July 31, 1989					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	280	288
60 SPONSORED BY: Dowden					
DIGEST: appropriating \$667,097 for the Community Corrections Agency for the state grant for the fiscal year 1989-1990					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/05/89	06/08/89	294	298
61 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,824 for the Community Corrections Agency to cover the severance pay for an employee who has resigned					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/05/89	06/08/89	295	302



# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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62 SPONSORED BY: Rhodes					
DIGEST: appropriating \$75,000 for the Department of Administration, Office of the Director, to pay legal fees for pending litigation concerning cable franchises					
REFERRED TO: Administration Committee					
	Adopted	06/19/89	06/29/89	292	314
-----					
63 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$7,000 for the Warren Township Assessor for contractual services accrued by reassessment					
REFERRED TO: County and Townships Committee					
	Adopted	06/19/89	06/29/89	309	322
-----					
64 SPONSORED BY: Dowden					
DIGEST: appropriating \$52,528 for the Superior Court, General Term Reporter, IV-D Court to remodel, expand and furnish the Title IV-D Court and to add one more bailiff					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/10/89	07/18/89	296	333
-----					
65 SPONSORED BY: Dowden					
DIGEST: appropriating \$8,335 for county agencies to participate in a work-study program funded by the State					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/10/89	07/18/89	338	334
-----					
66 SPONSORED BY: McGrath					
DIGEST: appropriating \$700,000 for the Department of Public Safety to build a new fire station #29					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	07/10/89	07/18/89	339	335
-----					
67 SPONSORED BY: Rhodes					
DIGEST: appropriating \$1,333,548 for the Department of Administration, Occupational & Community Services Division, to spend Job Training Partnership Act (JTPA) federal funds to provide full range of employment and training services					
REFERRED TO: Administration Committee					
	Adopted	07/10/89	07/18/89	358	336
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
68 SPONSORED BY: Dowden					
DIGEST: appropriating \$107,952 for the Superior Court, Juvenile Division, to appropriate additional funds necessary to pay the 1989 contract to Children's Bureau					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	109	371
69 SPONSORED BY: Cottingham					
DIGEST: appropriating \$30,999 for county agencies to participate in a work-study program funded by the State					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	333	371
70 SPONSORED BY: Cottingham					
DIGEST: appropriating \$20,000 for the Perry Township Assessor to hire contractual people to complete reassessment					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	334	373
71 SPONSORED BY: Cottingham					
DIGEST: appropriating \$6,974 for the Washington Township Assessor to purchase two IBM terminals and use temporary services to complete reassessment					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	335	374
72 SPONSORED BY: Strader					
DIGEST: appropriating \$2,404,000 from bond proceeds for the Marion County Welfare Department for program expenses related to wards in institutions					
REFERRED TO: Community Affairs Committee					
	Adopted	08/01/89	08/09/89	360	377
73 SPONSORED BY: Dowden					
DIGEST: appropriating \$6,000 for the Marion County Justice Agency to fund the personnel required to operate the Drug Monitored Release Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	367	379
74 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,760 for the Marion County Justice Agency for the continuation of the Drug Use Forecasting Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/01/89	08/09/89	368	380

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
75 SPONSORED BY: Dowden					
DIGEST: appropriating \$53,000 for the Prosecuting Attorney to continue funding the Adult Protective Services Grant (APS)					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	08/01/89	08/09/89	370	381	
76 SPONSORED BY: Dowden					
DIGEST: appropriating \$300,000 for the Prosecuting Attorney to offset loss of funds from a federal grant, support existing diversion programs, and purchase equipment for these programs					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	08/01/89	08/09/89	371	382	
77 SPONSORED BY: Dowden					
DIGEST: appropriating \$279,565 to provide county corrections funding for miscellaneous agencies for various jail programs					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	08/01/89	08/09/89	374	383	
78 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$11,688 for the Prosecuting Attorney to purchase reagents that will be used for urine testing of juveniles involved in the DAS Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	08/01/89	08/09/89	369	385	
79 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,200 for the Superior Court, Criminal Division, Probation Department, to participate in the Council of International Programs, which allows for the exchange of foreign professionals who are assigned to individual agencies from May through August					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	08/01/89	08/09/89	372	385	
80 SPONSORED BY: Dowden					
DIGEST: appropriating \$40,000 for the Presiding Judge of the Municipal Court to fund the new judge's salary created in the 1989 general session and other transitional costs for the new Presiding Judge					
REFERRED TO: Public Safety and Criminal Justice Committee					
Adopted	08/01/89	08/09/89	373	386	

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
81 SPONSORED BY: Cottingham					
DIGEST: appropriating \$60,000 for Voters Registration to purchase a software package which would display, store and print the signatures of all voters in Marion County					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	336	389
82 SPONSORED BY: Borst					
DIGEST: transferring and appropriating \$225,000 for the Department of Metropolitan Development, Public Housing Division, to utilize existing staff to prepare vacated units					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/01/89	08/09/89	363	397
83 SPONSORED BY: Dowden					
DIGEST: appropriating \$600,000 for MECA to pay consultant firm(s) for the preparation of a detailed design and specification for the new integrated county-wide emergency communications system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	337	422
84 SPONSORED BY: Durnil					
DIGEST: appropriating \$1,900 for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to purchase a tent for medical purposes at the Velodrome					
REFERRED TO: Parks and Recreation Committee					
	Adopted	08/28/89	09/07/89	393	423
85 SPONSORED BY: Dowden					
DIGEST: appropriating \$23,285 for the Presiding Judge of the Municipal Court to add three Alcohol and Drug Services/probation Officers					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	395	424
86 SPONSORED BY: Dowden					
DIGEST: appropriating \$6,375 for the Clerk of the Circuit Court to add two new clerks to the new Municipal Court authorized by the new legislation just passed					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	397	425



# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
87 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,940 for the Marion County Community Corrections Agency to fund the attendance of the Executive Director and the Jail Component Coordinator at the American Correctional Association Conference					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	399	426
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88 SPONSORED BY: West					
DIGEST: the annual budget for Indianapolis and Marion County, Indiana, for 1990					
REFERRED TO: Various Committees					
	Adopted	09/25/89	10/05/89	418	467
-----					
89 SPONSORED BY: Dowden					
DIGEST: appropriating \$1,000,000 for the County Auditor for expenditure in connection with negotiation and renovation of a jail annex facility					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	446	563
-----					
90 SPONSORED BY: Borst					
DIGEST: appropriating \$3,800,000 of anticipated Section 108 loan proceeds for the Department of Metropolitan Development, Community Development Administration, to provide persons of low-moderate income with the opportunity to purchase an affordable home within goals set forth by the Housing Strategy Plan adopted by the City of Indianapolis					
REFERRED TO: Metropolitan Development Committee					
	Adopted	09/25/89	10/05/89	450	563
-----					
91 SPONSORED BY: Durnil					
DIGEST: appropriating \$11,200 for the Department of Parks and Recreation, Eagle Creek Division, to provide a youth archery program financed from a Lilly Endowment Grant					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/25/89	10/05/89	456	564
-----					
92 SPONSORED BY: Durnil					
DIGEST: appropriating \$18,800 of private grant proceeds for the Department of Parks and Recreation, Recreation and Sports Facilities Division, to provide various youth sports programs					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/25/89	10/05/89	457	565
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
93 SPONSORED BY: Durnil					
DIGEST: appropriating \$175,000 for the Department of Parks and Recreation, Administration Division, to continue improvement of the Fall Creek Corridor by addition of parking, bike trail, signage, landscaping, paths and boat launch					
REFERRED TO: Parks and Recreation Committee					
	Adopted	09/25/89	10/05/89	458	566
94 SPONSORED BY: Coughenour					
DIGEST: appropriating \$49,593 for the Department of Public Works, Administration Division, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	461	567
95 SPONSORED BY: Coughenour					
DIGEST: appropriating \$284,435 for the Department of Public Works, Office of the Director, to hire staff for the expansion of the Solid Waste Collection District and implement the Solid Waste Service Fee					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	463	568
96 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$1,500,000 for the Department of Public Works, Liquid Waste Processing Operations, to help pay for construction, rehabilitation, and upgrade of sanitary services and Northside Diversion Project					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	462	569
97 SPONSORED BY: Dowden					
DIGEST: appropriating \$11,500 for the Juvenile Detention Center to provide equipment for training, recreation, and recordkeeping					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	493	570
98 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$120,000 for the Information Services Agency to pay for increased hardware and software maintenance cost associated with acquisition of a second CPU					
REFERRED TO: County and Townships Committee					
	Adopted	09/25/89	10/05/89	447	579

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
99 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$2,200 for the Lawrence Township Assessor to cover unexpected expenses in the office supply account					
REFERRED TO: County and Townships Committee					
	Adopted	09/25/89	10/05/89	448	580
100 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$1,500 for the Perry Township Assessor to cover costs of additional labels and forms within the supply account					
REFERRED TO: County and Townships Committee					
	Adopted	09/25/89	10/05/89	449	581
101 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,500 for the Superior Court, Criminal Division, Probation Department, to pay for additional supplies needed to make new capital expenditure purchases operational					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	459	581
102 SPONSORED BY: Dowden					
DIGEST: appropriating \$195,453 for the Marion County Justice Agency to cover an amount forfeited from a case and appropriation to the Law Enforcement Fund					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	497	606
103 SPONSORED BY: Dowden					
DIGEST: appropriating \$285,997 for several different grants: APS, Victim Assistance, OVWI, and the Salvation Army					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	498	607
104 SPONSORED BY: Dowden					
DIGEST: appropriating \$4,854 for the Prosecuting Attorney's office for their share of the \$3 Law Enforcement Continuing Education Fee					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	499	608

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
105 SPONSORED BY: Dowden					
DIGEST: appropriating \$129,000 for various agencies to conduct a program for "Expedited Management of Drug Cases" in the local courts of Marion County					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	501	609
106 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$600 for the Superior Court, Criminal Division, Room II, to pay for additional office supplies and the preparation of the Justice System					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/09/89	10/20/89	500	610
107 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$100,000 for the Department of Public Works, Sanitation Sewer Maintenance Division, to finance the construction of a new 5,000 square foot storage facility needed at sewer maintenance					
REFERRED TO: Public Works Committee					
	Adopted	10/09/89	10/20/89	502	611
108 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$48,209 for the Department of Public Works, Administration Division, to expand the 129 East Market Street location and allow the transfer of employees from the City-County Building					
REFERRED TO: Public Works Committee					
	Adopted	10/09/89	10/20/89	503	612
109 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$7,000 for the Decatur Township Assessor to purchase supplies, mail reassessment notices, and buy the PC compatible with IMAGIS					
REFERRED TO: County and Townships Committee					
	Adopted	10/23/89	10/25/89	496	635
110 SPONSORED BY: Dowden					
DIGEST: appropriating \$24,853 for the Marion County Community Corrections Agency to lease 50 additional electronic monitoring units and to purchase replacement units in case of equipment losses					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	538	636



# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
111 SPONSORED BY: Dowden					
DIGEST: appropriating \$59,640 for the Marion County Community Corrections Agency to appropriate monies in accordance with the Indiana Department of Corrections Juvenile Grant award for establishment of the Project Challenge Wilderness Survival Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	539	636
-----					
112 SPONSORED BY: Dowden					
DIGEST: appropriating \$45,473 for the County Sheriff to continue the Victims Assistance Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	542	638
-----					
113 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$225,000 for the Marion County Healthcare Center to cover a shortage in the supply budget and increase contractual services for continued laundry service, computer, consulting, physical service, pharmacy service and physical therapy					
REFERRED TO: County and Townships Committee					
	Adopted	10/23/89	10/25/89	535	645
-----					
114 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$100,000 for the Clerk of the Circuit Court to hire temporary personnel to begin the conversion process of existing docket books into JUSTIS Phase II					
REFERRED TO: County and Townships Committee					
	Adopted	10/23/89	10/25/89	536	646
-----					
115 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$26,640 for the Marion County Community Corrections Agency to allow for the leasing of 70 electronic surveillance wristlet units					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	10/23/89	10/25/89	541	647
-----					
116 SPONSORED BY: Coughenour					
DIGEST: transferring and appropriating \$500,000 for the Department of Public Works, Liquid Waste Operations, to purchase computers for the IMAGIS consortium					
REFERRED TO: Public Works Committee					
	Adopted	10/23/89	10/25/89	543	648
-----					

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
117 SPONSORED BY: Durnil					
DIGEST: appropriating \$200,000 for the Dept. of Parks and Recreation, Administration Division, to make the second and final payment for acquisition of the Fatima property, 1313 S. Post Rd., in order for the Department to develop a comprehensive outdoor sports soccer complex					
REFERRED TO: Parks and Recreation Committee					
	Adopted	11/06/89	11/10/89	579	660
118 SPONSORED BY: Dowden					
DIGEST: appropriating \$24,000 for the County Sheriff to fund personal services for a Child Sexual Abuse Prevention & Awareness Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/06/89	11/10/89	581	661
119 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$4,600 for the Center Township Assessor to purchase a PC printer, software for payroll, personnel attendance records and other budget related matters					
REFERRED TO: County and Townships Committee					
	Adopted	11/20/89	11/22/89	577	752
120 SPONSORED BY: Rhodes					
DIGEST: appropriating \$110,000 for the Department of Administration, Central Equipment Management, for preparation of vehicles for auction and for contractual towing services as well as for Riverside Tire Shop's modifications					
REFERRED TO: Administration Committee					
	Adopted	11/20/89	11/22/89	596	753
121 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$5,000 for the Department of Administration, Purchasing Division, to purchase needed capital assets					
REFERRED TO: Administration Committee					
	Adopted	11/20/89	11/22/89	597	754
122 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$16,500 for the Warren Township Assessor to pay for additional professional reassessment appraisal services					
REFERRED TO: County and Townships Committee					
	Adopted	11/20/89	11/22/89	598	755

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
123 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$7,368 for the Domestic Relations Counseling Bureau to purchase a computer, printer and seven lateral file cabinets					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	599	756
124 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$1,500 for the Superior Court, Civil Division, Room Seven, to purchase a printer					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	600	757
125 SPONSORED BY: Dowden					
DIGEST: appropriating \$12,909 for the Prosecuting Attorney to transfer funds within the Drug Alcohol Services Grant for reagents and for a new appropriation to the Adult Probation Services Grant					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/04/89	12/07/89	624	768
126 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$3,000 for the Prosecuting Attorney to utilize earned income from the Metro Drug Task Force in order to cover an under-estimation of supply costs					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/04/89	12/07/89	623	769
127 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$3,500 for the Presiding Judge of the Municipal Court to replace aging personal computer equipment					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/04/89	12/07/89	626	770
128 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$17,500 for the Presiding Judge of the Municipal Court to replace worn out personal computers and recording equipment					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	12/04/89	12/07/89	627	771

# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
129 SPONSORED BY: Cottingham					
DIGEST: appropriating \$800,000 for the Decatur Township Assessor to pay reassessment ISA charges for Marion County Assessors and to purchase PC's that will accommodate IMAGIS needs					
REFERRED TO: County and Townships Committee					
	Adopted	11/20/89	11/22/89	495	749
-----					
130 SPONSORED BY: Dowden					
DIGEST: appropriating \$50,000 for the Marion County Justice Agency to support the project titled "On-Bench Automated Generation and Filing of Standard Court Orders," which will develop, implement and evaluate on-line orders within the criminal courts					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	601	751
-----					
131 SPONSORED BY: Rhodes					
DIGEST: appropriating \$204,000 for the Department of Administration, Office of the Director, to cover a projected shortage in the Workmen's Compensation Fund financed from the respective departments					
REFERRED TO: Administration Committee					
	Adopted	12/18/89	12/19/89	619	790
-----					
132 SPONSORED BY: Rhodes					
DIGEST: approves the issuance of warrants for the City of Indianapolis during the period of January 1, 1990 to December 31, 1990					
REFERRED TO: Administration Committee					
	Adopted	12/18/89	12/27/89	640	791
-----					
133 SPONSORED BY: Cottingham					
DIGEST: approving the issuance of warrants for the County General Fund and the County Welfare Fund during the period of January 1, 1990 to December 31, 1990					
REFERRED TO: County and Townships Committee					
	Adopted	12/18/89	12/27/89	643	798
-----					
134 SPONSORED BY: Rhodes					
DIGEST: transferring and appropriating \$50,000 for the Department of Administration, CEMD, to provide funds for fuel site projects					
REFERRED TO: Administration Committee					
	Adopted	12/18/89	12/27/89	620	802
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# 1989 FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
135 SPONSORED BY: Cottingham					
DIGEST: transferring and appropriating \$142,500 for the County Treasurer to follow through with a three year capital improvement plan by purchasing additional computer equipment, peripheral equipment and to replace worn furnishings					
REFERRED TO: County and Townships Committee					
	Adopted	12/18/89	12/27/89	621	803
-----					
136 SPONSORED BY: Gilmer					
DIGEST: transferring and appropriating \$161,383 for the Department of Transportation, Finance and Administration Division, to provide sufficient amounts to cover actual workmen's compensation expenses					
REFERRED TO: Transportation Committee					
	Adopted	12/18/89	12/21/89	629	806
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# 1989 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
1 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of up to \$13,200,000 in Multi-Family Housing Revenue Refunding Bonds for Canal Square Project					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/18/89	1	14
-----					
2 SPONSORED BY: Rhodes					
DIGEST: approving an Amendment to the Franchise Contract between American Cablevision of Indianapolis, Inc. and the City of Indianapolis, Indiana					
REFERRED TO: Administration Committee					
	Adopted	01/09/89	01/20/89	699, 1988	30
-----					
3 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Economic Development Water Facilities Revenue Bonds, Series 1989 (Indianapolis Water Company Project) in an aggregate principal amount not to exceed \$10,000,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	142	108
-----					
4 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Multifamily Rental Housing Revenue Bonds, Series 1989 (Piccadilly Corporation Project) in an aggregate principal amount not to exceed \$1,450,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	143	110
-----					
5 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Multifamily Rental Housing Revenue Bonds, Series 1989 (Marleigh Corporation Project) in an aggregate principal amount not to exceed \$1,400,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	144	112
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# 1989 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
6 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its Economic Development Refunding Revenue Bonds, Series 1989 (Calderon Development Company Project) in the aggregate principal amount of \$1,750,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	145	113
7 SPONSORED BY: Irvin					
DIGEST: approving an application for designation of the Indianapolis Rubber Company as an Industrial Recovery Site					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/24/89	05/03/89	240	217
8 SPONSORED BY: Irvin					
DIGEST: approving an application for designation of the Schwitzer Building as an Industrial Recovery Site					
REFERRED TO: Metropolitan Development Committee					
	Adopted	04/24/89	05/03/89	241	217
9 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the modification of the maturity dates, the payment dates, and the mandatory redemption dates relating to economic development revenue bonds authorized for issuance for Marleigh Corporation, in an aggregate principal amount not to exceed \$1,400,000; such bond issuance having been approved by the City-County Council on February 27, 1989, and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	04/24/89	05/03/89	252	220
10 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the remarketing of a portion of the bonds originally issued in the aggregate principal amount of \$12,245,000 for Westside Christian Retirement Village, Inc., dated September 1, 1980, and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	05/22/89	05/26/89	253	277



# 1989 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
11 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of economic development revenue bonds in an aggregate principal amount not to exceed \$2,500,000 for Bowes Seal Fast Corporation and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	06/19/89	06/29/89	331	312
-----					
12 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of up to \$3,700,000 in City of Indianapolis First Lien Economic Development Revenue Bonds for Jamestown Friends Housing, Inc. (the "Home Place Project")					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	385	359
-----					
13 SPONSORED BY: Schneider					
DIGEST: a special ordinance approving a Release and Assumption Agreement and Amendment To Certain Obligations relating to a City of Indianapolis Economic Development Revenue Bond issued December 12, 1980 in the principal amount of \$1,300,000, the terms of which having been modified pursuant to Special Ordinance No. 11, 1988 by action of the Council on July 25, 1988 and approved by the Mayor on July 27, 1988; and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	387	361
-----					
14 SPONSORED BY: Strader					
DIGEST: authorizing the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for the Marion County Welfare Fund to defray expenses and pay obligations of the Marion County Department of Public Welfare					
REFERRED TO: Community Affairs Committee					
	Adopted	08/01/89	08/09/89	359	375
-----					
15 SPONSORED BY: Cottingham					
DIGEST: authorizing the issuance and sale of bonds by the Board of Commissioners for the purpose of making a loan to procure funds for Center Township for poor relief purposes					
REFERRED TO: County and Townships Committee					
	Adopted	08/01/89	08/09/89	361	378
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# 1989 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
16 SPONSORED BY: McGrath					
DIGEST: electing to fund MECA in 1990 with County Option Income Tax Revenues					
REFERRED TO: Rules and Policy Committee					
	Adopted	08/28/89	09/07/89	419	441
17 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the City of Indianapolis to issue its "Adjustable Rate Demand Economic Development Refunding Revenue Bonds, Series 1989 (Morningside of College Park Project)" in an aggregate principal amount not to exceed Seven Million One Hundred Thousand Dollars (\$7,100,000) and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	10/23/89	10/25/89	576	631
18 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1989 (Shepard Poorman Communications Corporation Project) in the aggregate principal amount of \$4,000,000					
REFERRED TO: Economic Development Committee					
	Adopted	11/20/89	11/22/89	615	679
19 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of the City of Indianapolis Economic Development Revenue Bonds, Series 1989 (K & F Industries, Inc. Project) in an aggregate principal amount not to exceed \$3,500,000					
REFERRED TO: Economic Development Committee					
	Adopted	11/20/89	11/22/89	616	675
20 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of Indianapolis Economic Development Revenue Bonds, Series 1989 (Design Printing Company, Inc. Project) in an aggregate principal amount not to exceed \$2,855,000, with \$1,835,000 of such issue being used to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Design Printing Company, Inc. Project) and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	12/18/89	12/19/89	650	782

# 1989 SPECIAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
21 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of the City of Indianapolis Economic Development Refunding Revenue Bonds (Rand McNally and Company Project), Series 1989, in an aggregate principal amount not to exceed \$8,000,000 to currently refund all of the outstanding City of Indianapolis Economic Development Revenue Bonds, Series 1985 (Rand McNally and Company Project) and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	12/18/89	12/19/89	651	785
-----					
22 SPONSORED BY: Schneider					
DIGEST: a special ordinance authorizing the issuance of City of Indianapolis Economic Development Revenue Bonds, Series 1989 (Altec Industries, Inc. Project) in an aggregate principal amount not to exceed \$2,000,000 and approving and authorizing other actions in respect thereto					
REFERRED TO: Economic Development Committee					
	Adopted	12/18/89	12/19/89	652	788
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# 1989 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Rhodes					
DIGEST: authorizing Marion County to purchase certain real property for sheriff					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	8	64
2 SPONSORED BY: Borst					
DIGEST: requesting Marion County Justice Agency to recommend the feasibility and financing of an automated fingerprint identification system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/06/89	02/17/89	68	94
3 SPONSORED BY: Durnil					
DIGEST: authorizing the Department of Parks and Recreation to purchase certain real property					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/18/89	179	203
4 SPONSORED BY: Dowden					
DIGEST: approving the purchase and lease-back of real estate by the Indianapolis-Marion County Building Authority from the County of Marion on behalf of the Sheriff's Department					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/24/89	05/03/89	221	227
5 SPONSORED BY: Dowden					
DIGEST: authorizing the Community Corrections Agency to contract with Hitek Community Control Corp. for the purchase of a passive system of electronic monitoring devices in conjunction with the Agency's home detention program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/22/89	05/26/89	272	282
6 SPONSORED BY: Durnil					
DIGEST: approving certain public purpose grants for support of the arts					
REFERRED TO: Parks and Recreation Committee					
	Adopted	06/05/89	06/08/89	269	300
7 SPONSORED BY: Dowden					
DIGEST: approving the Community Corrections Advisory Board's professional services contract with Volunteers of America to provide a residential community corrections program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/19/89	06/29/89	310	322

# 1989 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: Coughenour					
DIGEST: approving Board of Public Works' Resolution permitting write-off of uncollectible accounts					
REFERRED TO: Public Works Committee					
	Adopted	08/01/89	08/09/89	311	387
9 SPONSORED BY: Clark					
DIGEST: modifying the operating budget of the Capital Improvements Board of Managers of Marion County, Indiana, by amending City-County General Resolution No. 13, 1988					
REFERRED TO: Municipal Corporations Committee					
	Adopted	08/01/89	08/09/89	365	399
10 SPONSORED BY: Durnil					
DIGEST: approving certain public purpose grants for support of the arts					
REFERRED TO: Parks and Recreation Committee					
	Adopted	08/28/89	09/07/89	366	418
11 SPONSORED BY: Dowden					
DIGEST: to approve a professional service contract with Goodwill Industries for diagnostic testing in the jail component of the Marion County Community Corrections Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	400	427
12 SPONSORED BY: Dowden					
DIGEST: to approve a professional service contract with Flynn Christian Fellowship Houses for substance abuse treatment in the jail component of the Marion County Community Corrections Program					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	08/28/89	09/07/89	401	430
13 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis Airport Authority District of Indianapolis, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	451	546
14 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Capital Improvement Board of Managers of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	452	549

# 1989 GENERAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
	-----	-----	-----	-----	-----
15 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis-Marion County Public Library Board of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	455	552
-----					
16 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Indianapolis Public Transportation Corporation of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	454	555
-----					
17 SPONSORED BY: Clark					
DIGEST: reviewing, modifying, and approving the operating and maintenance budget and tax levies of the Health and Hospital Corporation of Marion County, Indiana					
REFERRED TO: Municipal Corporations Committee					
	Adopted	09/25/89	10/05/89	453	559
-----					
18 SPONSORED BY: Schneider					
DIGEST: amends City-County Resolution No. 4, 1979, which established the Hospital Authority of Marion County, by repealing the section that restricted the issuance of bonds to its first ten years					
REFERRED TO: Economic Development Committee					
	Adopted	11/06/89	11/10/89	578	662
-----					
19 SPONSORED BY: Cottingham					
DIGEST: authorizing an increase in the salary schedule for Marion County employees					
REFERRED TO: County and Townships Committee					
	Adopted	12/18/89	12/27/89	642	812
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# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1989 REFERRED TO: Whole Committee	Adopted	01/09/89	01/13/89	665, 1988	5
2 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Donald R. McPherson as Director of the Department of Administration for a term ending December 31, 1989 REFERRED TO: Administration Committee	Adopted	01/09/89	01/13/89	698, 1988	6
3 SPONSORED BY: West DIGEST: approving the Mayor's appointment of F. Arthur Strong as Director of the Department of Parks and Recreation for a term ending December 31, 1989 REFERRED TO: Parks and Recreation Committee	Adopted	01/09/89	01/13/89	702, 1988	6
4 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Joseph J. Shelton as Director of the Department of Public Safety for a term ending December 31, 1989 REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	01/09/89	01/20/89	705, 1988	6
5 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Barbara S. Gole as Director of the Department of Public Works for a term ending December 31, 1989 REFERRED TO: Public Works Committee	Adopted	01/09/89	01/20/89	707, 1988	6
6 SPONSORED BY: West DIGEST: approving the Mayor's appointment of certain persons as Deputy Mayors for a term ending December 31, 1989 REFERRED TO: Rules and Policy Committee	Adopted	01/09/89	01/20/89	709, 1988	6
7 SPONSORED BY: West DIGEST: approving the Mayor's appointment of Joseph C. Staehler as Director of the Department of Transportation for a term ending December 31, 1989 REFERRED TO: Transportation Committee	Adopted	01/09/89	01/20/89	710, 1989	6

# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: West					
DIGEST: approving the Mayor's appointment of Mike D. Higbee as Director of the Department of Metropolitan Development for a term ending December 31, 1989					
REFERRED TO: Metropolitan Development Committee					
	Adopted	01/23/89	02/01/89	700, 1988	43
9 SPONSORED BY: West					
DIGEST: reappointing Ray Irvin and Richard Payne to the Audit Committee					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	9	43
10 SPONSORED BY: West					
DIGEST: reappointing Doris Stigler to the Community Centers of Indianapolis Board					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	10	43
11 SPONSORED BY: West					
DIGEST: reappointing Dwight Cottingham to the Marion County Board of Tax Adjustment					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	11	43
12 SPONSORED BY: West					
DIGEST: reappointing Beverly Mukes-Gaither, Robert G. Lugar, and Charles Pechette to the Public Housing Advisory Council					
REFERRED TO: Community Affairs Committee					
	Adopted	01/23/89	02/01/89	12	43
13 SPONSORED BY: West					
DIGEST: reappointing Curt Coonrod and Dan C. Whitmore to the Information Services Agency Management Board					
REFERRED TO: County and Townships Committee					
	Adopted	01/23/89	02/01/89	14	43
14 SPONSORED BY: West					
DIGEST: reappointing Thomas O. Hale and Jack Hall, M.D., to the Board of Public Works					
REFERRED TO: Public Works Committee					
	Adopted	01/23/89	02/01/89	34	43

# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
15 SPONSORED BY: West					
DIGEST: reappointing Bruce Melchert to the Marion County Liquor Board					
REFERRED TO: Rules and Policy Committee					
	Adopted	01/23/89	02/01/89	35	43
16 SPONSORED BY: West					
DIGEST: reappointing W. Wayne Burking and Howard Howe to the Board of Transportation					
REFERRED TO: Transportation Committee					
	Adopted	01/23/89	02/01/89	43	43
17 SPONSORED BY: West					
DIGEST: reappointing JoAnna Walker and Alan Retherford to the Metropolitan Board of Zoning Appeals, Division I					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/06/89	Not Req.	16	83
18 SPONSORED BY: West					
DIGEST: reappointing Mary Jane Klepek and Bill Locey to the Metropolitan Board of Zoning Appeals, Division III					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/06/89	Not Req.	18	83
19 SPONSORED BY: West					
DIGEST: reappointing Paula Parker-Sawyers and William S. Gardiner to the Board of Public Safety					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/06/89	Not Req.	73	83
20 SPONSORED BY: West					
DIGEST: reappointing Ruby Miller and Ray Battey to the City-County Administrative Board					
REFERRED TO: Administration Committee					
	Adopted	02/06/89	Not Req.	74	83
21 SPONSORED BY: West					
DIGEST: reappointing Richard Lahr to the Board of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	02/06/89	Not Req.	75	83
22 SPONSORED BY: West					
DIGEST: appointing Gary L. Miller to the Equal Opportunity Advisory Board					
REFERRED TO: Administration Committee					
	Adopted	02/06/89	Not Req.	77	83

# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
23 SPONSORED BY: Dowden					
DIGEST: renewing the Marion County Community Corrections Program for fiscal year 1989-1990 and approving the actions of the Marion County Community Corrections Advisory Board					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/06/89	02/17/89	65	92
24 SPONSORED BY: West					
DIGEST: reappointing Lesa Dietrick and Mark Gibson to the Metropolitan Board of Zoning Appeals, Division II					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/27/89	Not Req.	17	104
25 SPONSORED BY: West					
DIGEST: reappointing Dorothy McCormick to the Speedway Library Board					
REFERRED TO: Municipal Corporations Committee					
	Adopted	02/27/89	Not Req.	20	104
26 SPONSORED BY: West					
DIGEST: reappointing Curtis G. Myers to the Equal Opportunity Advisory Board					
REFERRED TO: Administration Committee					
	Adopted	02/27/89	Not Req.	76	104
27 SPONSORED BY: West					
DIGEST: appointing Edward R. Buckley to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/27/89	Not Req.	100	104
28 SPONSORED BY: West and Boyd					
DIGEST: reappointing Michael Rodman to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/27/89	Not Req.	101	104
29 SPONSORED BY: West					
DIGEST: reappointing Robert I. Samuelson to the Metropolitan Development Commission					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/27/89	Not Req.	104	104



# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
30 SPONSORED BY: West DIGEST: appointing Kevin J. Martin to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	02/27/89	Not Req.	121	104
31 SPONSORED BY: West DIGEST: appointing Robert Stewart to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	02/27/89	Not Req.	99	104
32 SPONSORED BY: West DIGEST: appointing Nellie J. Daniels to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	02/27/89	Not Req.	122	104
33 SPONSORED BY: Strader, Clark and Coughenour DIGEST: requesting the Transportation Department, Traffic Engineering Division, prepare and present to the Transportation Committee a Left Turn Phasing Study on Emerson Avenue and Raymond Street REFERRED TO: Transportation Committee	Adopted	02/27/89	Not Req.	71	135
34 SPONSORED BY: West DIGEST: reappointing Milton Booth to the Board of Parks and Recreation REFERRED TO: Parks and Recreation Committee	Adopted	03/20/89	03/27/89	150	147
35 SPONSORED BY: Durnil, Dowden, McGrath, Moriarty and Schneider DIGEST: establishing an ad-hoc committee to review the operations of the Central Equipment Management Division REFERRED TO: Administration Committee	Adopted	03/20/89	03/27/89	141	175
36 SPONSORED BY: Coughenour DIGEST: approving the Mayor's appointment of Patrick L. Stevens as Director of the Department of Public Works, for a term ending December 31, 1989 REFERRED TO: Public Works Committee	Adopted	04/10/89	04/13/89	184	185
37 SPONSORED BY: West DIGEST: appointing J. Lloyd Grannan to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/24/89	05/03/89	223	215

# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
38 SPONSORED BY: West DIGEST: appointing Mitchell E. Daniels, Sr. to the Animal Control Board REFERRED TO: Public Safety and Criminal Justice Committee	Adopted	04/24/89	05/03/89	224	216
39 SPONSORED BY: West DIGEST: reappointing Donald Elliott to the Cable Franchise Board REFERRED TO: Administration Committee	Adopted	05/22/89	05/26/89	287	267
40 SPONSORED BY: West DIGEST: appointing Gloria Blackman to the Equal Opportunity Advisory Board REFERRED TO: Administration Committee	Adopted	06/19/89	06/29/89	308	308
41 SPONSORED BY: SerVaas DIGEST: establishing a Special Committee REFERRED TO: Committee on Committees Committee	Adopted	07/10/89	Not Req.	349	328
42 SPONSORED BY: SerVaas DIGEST: repealing Council Resolution No. 41, 1989, thus discharging the Special Committee to study the City's Department of Public Utilities REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	494	412
43 SPONSORED BY: Borst DIGEST: appointing members of an Urban Enterprise Association REFERRED TO: Metropolitan Development Committee	Adopted	09/25/89	10/05/89	392	447
44 SPONSORED BY: Shaw DIGEST: assigning a Council committee the responsibility of holding formal discussions concerning Citizens Gas and Coke Utility REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	531	452
45 SPONSORED BY: Strader DIGEST: requesting the Council to study township poor relief costs REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	555	595

# 1989 COUNCIL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
46 SPONSORED BY: West DIGEST: reappointing Judy Seubert to the Indianapolis-Marion County Board of Ethics REFERRED TO: Rules and Policy Committee	Adopted	10/23/89	10/25/89	544	630
47 SPONSORED BY: West DIGEST: reappointing Fred Johnston to the Indianapolis-Marion County Board of Ethics REFERRED TO: Rules and Policy Committee	Adopted	10/23/89	10/25/89	545	630
48 SPONSORED BY: West DIGEST: reappointing Donald Hargadon to the Cable Franchise Board REFERRED TO: Administration Committee	Adopted	05/22/89	05/26/89	286	267
49 SPONSORED BY: Rhodes DIGEST: appointing Robert G. Lugar to the Cable Franchise Board REFERRED TO: Administration Committee	Adopted	11/06/89	11/10/89	595	657
50 SPONSORED BY: SerVaas DIGEST: approving a schedule of regular council meetings for the year 1990 REFERRED TO: Whole Committee	Adopted	11/06/89	11/10/89	607	663
51 SPONSORED BY: Strader DIGEST: establishing a Poor Relief Costs Task Force REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	634	672
52 SPONSORED BY: West DIGEST: appointing Louis Lopez to the Community Centers of Indianapolis Board REFERRED TO: Administration Committee	Adopted	12/18/89	12/20/89	618	779
53 SPONSORED BY: Holmes DIGEST: concerning the proliferation of traffic lights REFERRED TO: Transportation Committee	Adopted	12/18/89	12/20/89	633	808





# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing economic development bond proceedings for a certain Picadilly Corporation Project, not to exceed \$1,450,000					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	2	16
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2 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing economic development bond proceedings for a certain Marleigh Corporaton Project, not to exceed \$1,400,000					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	3	18
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3 SPONSORED BY: Schneider					
DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted on July 25, 1988 for Shepard Poorman Communications Corporation					
REFERRED TO: Economic Development Committee					
	Adopted	01/09/89	01/20/89	4	20
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4 SPONSORED BY: Coughenour					
DIGEST: approving the sale of certain real estate of the Department of Public Works					
REFERRED TO: Public Works Committee					
	Adopted	01/09/89	01/20/89	708, 1988	36
-----					
5 SPONSORED BY: All Councillors					
DIGEST: memorializing Richard I. Blankenbaker					
REFERRED TO: Whole Committee					
	Adopted	01/23/89	02/01/89	72	42
-----					
6 SPONSORED BY: Coughenour					
DIGEST: authorizing and directing the execution of an appeal for an excess levy in conjunction with the expansion of the Solid Waste Collection Special Service District					
REFERRED TO: Public Works Committee					
	Adopted	01/23/89	02/01/89	30	58
-----					
7 SPONSORED BY: Rhodes					
DIGEST: declaring the construction of a new Central Equipment Management Division Garage a necessity and implementing construction of the new garage					
REFERRED TO: Administration Committee					
	Adopted	01/23/89	02/01/89	7	63
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# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
8 SPONSORED BY: Coughenour					
DIGEST: amending the Service Agreement between the City of Indianapolis and Ogden Martin Systems of Indianapolis, Inc.					
REFERRED TO: Public Works Committee					
	Adopted	01/23/89	02/01/89	33	67
9 SPONSORED BY: Coughenour					
DIGEST: honoring former Marion County Treasurer, Edward R. Buckley					
REFERRED TO: Whole Committee					
	Adopted	02/06/89	02/10/89	120	83
10 SPONSORED BY: Borst					
DIGEST: approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	02/06/89	01/28/89	15	91
11 SPONSORED BY: Solenberg and Hawkins					
DIGEST: honoring the persons who rescued two children from drowning in the downtown canal					
REFERRED TO: Whole Committee					
	Adopted	02/27/89	03/08/89	157	102
12 SPONSORED BY: Jones and Williams					
DIGEST: congratulating the Arsenal Technical High School Lady Titans for winning the 1988-89 Girls' Indianapolis Invitation Basketball Tournament					
REFERRED TO: Whole Committee					
	Adopted	02/27/89	03/03/89	158	103
13 SPONSORED BY: Jones and Williams					
DIGEST: congratulating the Arsenal Technical High School Titans for winning the 1988-89 City Invitational Tournament					
REFERRED TO: Whole Committee					
	Adopted	02/27/89	03/03/89	159	103
14 SPONSORED BY: Schneider					
DIGEST: a special resolution amending City-County Special Resolution No. 124, 1986, as amended, and approving and authorizing certain actions and proceedings with respect to certain proposed economic development bonds to extend the expiration date to August 31, 1989, for Thomas P. Sheehan					
REFERRED TO: Economic Development Committee					
	Adopted	02/27/89	03/09/89	146	116

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
15 SPONSORED BY: West					
DIGEST: proposing an ordinance of the Marion County Income Tax Council to increase the County Option Income Tax					
REFERRED TO: Rules and Policy Committee					
	Adopted	02/27/89	03/01/89	115	119
16 SPONSORED BY: West					
DIGEST: proposing an ordinance of the Marion County Income Tax Council to increase the local percentage credit allowed for homesteads to four percent					
REFERRED TO: Rules and Policy Committee					
	Adopted	02/27/89	03/01/89	116	123
17 SPONSORED BY: Rhodes					
DIGEST: approving a lease between the City of Indianapolis and the Indianapolis City Market Corporation for the City Market					
REFERRED TO: Administration Committee					
	Adopted	02/27/89	03/03/89	64	136
18 SPONSORED BY: Coughenour					
DIGEST: honoring Barbara S. Gole					
REFERRED TO: Whole Committee					
	Adopted	03/20/89	03/22/89	210	147
19 SPONSORED BY: Durnil					
DIGEST: approving the sale of certain real estate of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	03/20/89	03/27/89	103	173
20 SPONSORED BY: Schneider, Solenberg, Rhodes and Dowden					
DIGEST: honoring Lawrence North High School for winning the 1989 IHSAA Boys Basketball State Championship					
REFERRED TO: Whole Committee					
	Adopted	04/10/89	04/19/89	233	183
21 SPONSORED BY: Irvin, Strader, McGrath and Borst					
DIGEST: honoring Angelo Franceschina					
REFERRED TO: Whole Committee					
	Adopted	04/10/89	04/19/89	234	184

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
22 SPONSORED BY: Borst					
DIGEST: supporting efforts by the City of Indianapolis to host Super Bowl XXVI in 1992					
REFERRED TO: Whole Committee					
	Adopted	04/10/89	04/18/89	235	184
23 SPONSORED BY: Schneider					
DIGEST: a special resolution amending City-County Special Resolution No. 46, 1988 by extending the expiration date for the inducement resolution for Coburn Place Associates Limited					
REFERRED TO: Economic Development Committee					
	Adopted	04/10/89	04/18/89	211	188
24 SPONSORED BY: Rhodes					
DIGEST: requesting the City-County Administrative Board to make a public purpose grant in the amount of \$704,130 to The Indianapolis City Market Corporation					
REFERRED TO: Administration Committee					
	Adopted	04/10/89	04/18/89	174	190
25 SPONSORED BY: Durnil					
DIGEST: approving the sale of certain real estate of the Department of Parks and Recreation					
REFERRED TO: Parks and Recreation Committee					
	Adopted	04/10/89	04/13/89	178	203
26 SPONSORED BY: Dowden					
DIGEST: authorizing the Mayor to execute a Service Lease Agreement between the City and Ameritech Credit Corporation for the purpose of financing the Service Agreement between the City and Indiana Bell Telephone Company, providing for the E-911 telephone service for Marion County					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	04/10/89	04/13/89	185	197
27 SPONSORED BY: All Councillors					
DIGEST: honoring Joseph A. Slash					
REFERRED TO: Whole Committee					
	Adopted	04/24/89	05/03/89	258	214



# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
28 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under revenue bond authorization of I.C. 36-7-11.9 and 36-7-12 of the Economic Development Commission (Bowes Seal Fast Corporation)					
REFERRED TO: Economic Development Committee					
	Adopted	04/24/89	05/03/89	251	219
29 SPONSORED BY: West and Rhodes					
DIGEST: honoring USRA Light Mikado No. 587 Locomotive					
REFERRED TO: Whole Committee					
	Adopted	05/08/89	05/11/89	283	250
30 SPONSORED BY: Borst					
DIGEST: honoring George M. Bixler, Jr.					
REFERRED TO: Whole Committee					
	Adopted	05/08/89	05/11/89	284	251
31 SPONSORED BY: Dowden					
DIGEST: transferring to the Marion County Justice Agency Board responsibility for pre-trial services of its subject agencies					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/08/89	05/11/89	222	255
32 SPONSORED BY: Golc					
DIGEST: honoring the 500 Gordon Pipers, Inc.					
REFERRED TO: Whole Committee					
	Adopted	05/22/89	05/26/89	302	266
33 SPONSORED BY: Giffin and Golc					
DIGEST: memorializing Phillip L. Bayt					
REFERRED TO: Whole Committee					
	Adopted	05/22/89	05/26/89	303	266
34 SPONSORED BY: Golc					
DIGEST: honoring Louis M. Profeta and John F. Moriarty					
REFERRED TO: Whole Committee					
	Adopted	06/05/89	06/08/89	316	294
35 SPONSORED BY: Borst					
DIGEST: honoring Southport Middle School of the Metropolitan School District, Perry Township					
REFERRED TO: Whole Committee					
	Adopted	06/05/89	06/08/89	329	295

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
36 SPONSORED BY: McGrath					
DIGEST: approving the Mayor's appointment of Paula Parker-Sawyers as Deputy Mayor for a term ending December 31, 1989					
REFERRED TO: Rules and Policy Committee Committee					
	Adopted	06/05/89	06/08/89	297	295
37 SPONSORED BY: Dowden					
DIGEST: authorizing MECA to proceed with design and implementation of a county-wide emergency communications system					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	06/05/89	06/08/89	273	300
38 SPONSORED BY: Howard					
DIGEST: honoring the 81st Session of the Indiana Conference of the AME Zion Church					
REFERRED TO: Whole Committee					
	Adopted	06/19/89	06/29/89	348	307
39 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under revenue bond authorization of IC 36-7-11 and IC 36-7-12 of the Economic Development Commission (Jamestown Friends Housing, Inc. Project)					
REFERRED TO: Economic Development Committee					
	Adopted	06/19/89	06/29/89	330	310
40 SPONSORED BY: Rhodes					
DIGEST: authorizing the leasing of 2,500 sq. ft. of office space from Perry Township for the Perry Township Assessor					
REFERRED TO: Administration Committee					
	Adopted	06/19/89	06/29/89	307	321
41 SPONSORED BY: Irvin					
DIGEST: concerning the flag of the United States					
REFERRED TO: Whole Committee					
	Adopted	07/10/89	07/18/89	377	328
42 SPONSORED BY: McGrath					
DIGEST: honoring Homecroft's Respect for Law Camp					
REFERRED TO: Whole Committee					
	Adopted	08/01/89	08/09/89	412	352

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: Golc and Irvin DIGEST: honoring the Rhodius Park basketball team REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	413	353
44 SPONSORED BY: Irvin DIGEST: honoring the Heart for the City Project REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	414	354
45 SPONSORED BY: Curry DIGEST: honoring the Dynamo '75 Ladies soccer team REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	441	354
46 SPONSORED BY: Rhodes DIGEST: honoring Phi Kappa Psi Fraternity REFERRED TO: Whole Committee	Adopted	08/01/89	08/09/89	442	355
47 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing certain proceedings under Revenue Bond authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Altec Industries, Inc.) REFERRED TO: Economic Development Committee	Adopted	08/01/89	08/09/89	388	363
48 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing certain proceedings under Revenue Bond Authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Diversified Systems, Inc.) REFERRED TO: Economic Development Committee	Adopted	08/01/89	08/09/89	389	365
49 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing certain proceedings under Revenue Bond Authorization of IC 36-7-11.9 and IC 36-7-12 of the Economic Development Commission (Indianapolis Neighborhood Housing Partnership) REFERRED TO: Economic Development Committee	Adopted	08/01/89	08/09/89	390	366

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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50 SPONSORED BY: Borst					
DIGEST: approving the amounts, locations and programmatic operation of certain projects to be funded from Community Development Grant Funds					
REFERRED TO: Metropolitan Development Committee					
	Adopted	08/01/89	08/09/89	364	398
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51 SPONSORED BY: Schneider					
DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted on January 9, 1989 for Shephard Poorman Communications Corporation					
REFERRED TO: Economic Development Committee					
	Adopted	08/01/89	08/09/89	386	360
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52 SPONSORED BY: Ruhmkorff and Solenberg					
DIGEST: honoring Steve Prater, Sheryl Stratton and Maurine Marchani					
REFERRED TO: Whole Committee					
	Adopted	08/28/89	09/07/89	475	409
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53 SPONSORED BY: Dowden					
DIGEST: memorializing Hollis V. Becker					
REFERRED TO: Whole Committee					
	Adopted	08/28/89	09/07/89	476	410
-----					
54 SPONSORED BY: Curry					
DIGEST: honoring Indiana Secretary of the Year, Emma L. Moore, CPS					
REFERRED TO: Whole Committee					
	Adopted	08/28/89	09/07/89	477	411
-----					
55 SPONSORED BY: Howard					
DIGEST: concerning the Indianapolis-Scarborough Peace Games					
REFERRED TO: Whole Committee					
	Adopted	08/28/89	09/07/89	478	411
-----					
56 SPONSORED BY: Schneider					
DIGEST: a resolution extending the expiration date contained in an inducement resolution adopted in August, 1988 for Coburn Place Associates Limited					
REFERRED TO: Economic Development Committee					
	Adopted	08/28/89	09/07/89	443	417
-----					
57 SPONSORED BY: Gilmer, SerVaas, Holmes, Cottingham and Hawkins					
DIGEST: concerning World War II					
REFERRED TO: Whole Committee					
	Adopted	09/25/89	10/05/89	513	446
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# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
58 SPONSORED BY: Borst DIGEST: honoring Karen E. Little REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	514	447
59 SPONSORED BY: Shaw DIGEST: requiring programmatic approval of Healthy Baby Program expenditures REFERRED TO: Whole Committee	Adopted	09/25/89	10/05/89	516	545
60 SPONSORED BY: Dowden and Rhodes DIGEST: honoring the Eastwood Middle School Eaglettes REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	551	592
61 SPONSORED BY: Solenberg and Borst DIGEST: honoring the Indianapolis Police Department's Tactical Air Patrol REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	552	593
62 SPONSORED BY: Borst DIGEST: honoring the record breaking Indianapolis Indians REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	553	594
63 SPONSORED BY: SerVaas DIGEST: thanking the Fleet Management Study volunteers REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	554	594
64 SPONSORED BY: Schneider DIGEST: an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$3,500,000 for K & F Industries, Inc. REFERRED TO: Economic Development Committee	Adopted	10/09/89	10/20/89	534	602
65 SPONSORED BY: SerVaas DIGEST: urges Higher Education Commission to support expanded undergraduate and graduate programs at IUPUI REFERRED TO: Whole Committee	Adopted	10/09/89	10/20/89	566	596

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
66 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$1,835,000 for Design Printing Company, Inc.					
REFERRED TO: Economic Development Committee					
	Adopted	10/09/89	10/20/89	532	598
67 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing proceedings with respect to proposed economic development bonds in the amount of \$950,000 for Mobile Drilling Company, Inc.					
REFERRED TO: Economic Development Committee					
	Adopted	10/09/89	10/20/89	533	600
68 SPONSORED BY: Mukes-Gaither					
DIGEST: concerning the Salvation Army					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	10/25/89	585	629
69 SPONSORED BY: Borst, Curry, Cottingham, Coughenour and Rhodes					
DIGEST: recognizing P. E. MacAllister					
REFERRED TO: Whole Committee					
	Adopted	11/06/89	11/10/89	584	654
70 SPONSORED BY: Borst					
DIGEST: congratulating Mary Kay Baker					
REFERRED TO: Whole Committee					
	Adopted	11/06/89	11/10/89	604	655
71 SPONSORED BY: Gilmer					
DIGEST: stopping the effective date of the Transportation Board Resolution 89-38, temporarily regulating traffic from Monument Circle and connecting streets					
REFERRED TO: Whole Committee					
	Adopted	11/06/89	11/10/89	614	655
72 SPONSORED BY: Clark					
DIGEST: congratulating Wishard's state EMS Governor's Cup winners					
REFERRED TO: Whole Committee					
	Adopted	11/20/89	11/22/89	632	671

# 1989 SPECIAL RESOLUTION INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
73 SPONSORED BY: Schneider					
DIGEST: an inducement resolution authorizing certain proceedings under IC 36-7-11.9 and IC 36-7-12 for Economic Development Commission financing of National Benevolent Association - Robin Run Village Apartments in an amount not to exceed \$11,000,000					
REFERRED TO: Economic Development Committee					
	Adopted	11/20/89	11/22/89	617	676
74 SPONSORED BY: Howard					
DIGEST: designating Boulevard Place from 24th Street to 38th Street "Rev. Richard T. Andrews Memorial Area"					
REFERRED TO: Metropolitan Development Committee					
	Adopted	11/20/89	11/22/89	293	681
75 SPONSORED BY: Dowden					
DIGEST: declaring a necessity for the construction of fire stations, a special units facility, and a public safety answering point for the benefit of the IFD, the IPD and Wishard					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	11/20/89	11/22/89	602	758
76 SPONSORED BY: Curry					
DIGEST: recognizing the Indianapolis/Koln Partnership Committee					
REFERRED TO: Whole Committee					
	Adopted	12/04/89	12/07/89	645	764
77 SPONSORED BY: Ruhmkorff					
DIGEST: concerning Monument Circle					
REFERRED TO: Whole Committee					
	Adopted	12/04/89	12/07/89	646	765
78 SPONSORED BY: Coughenour					
DIGEST: declaring December 3-9, 1989, as "Cities Fight Back Against Drugs Week"					
REFERRED TO: Whole Committee					
	Adopted	12/04/89	12/07/89	649	766
79 SPONSORED BY: Gilmer and Curry					
DIGEST: honoring W. Wayne Burking					
REFERRED TO: Whole Committee					
	Adopted	12/18/89	12/27/89	674	779

## 1989 SPECIAL RESOLUTION INDEX

Action	Date	Approved By Mayor	Proposal Number	Journal Page
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80 SPONSORED BY: Rhodes				
DIGEST: authorizing the lease of a portion of the premises located at				
1401 West 30th Street for parking space for the use of CEMD				
REFERRED TO: Administration Committee				
Adopted	12/18/89	12/27/89	641	809
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# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 9751 East 25th Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	50	20
2 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 5210 Michigan Road REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	51	20
3 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 17 North Highland Avenue REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	52	20
4 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4301 Eagle Creek Parkway REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	53	20
5 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 6433 East 30th Street REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	54	20
6 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8350 Bluff Road REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	55	20
7 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 8, 3402 Georgetown Road REFERRED TO: Whole Committee	Adopted	01/09/89	Not Req.	56	20

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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8 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5150 West 56th Street					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	57	20
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9 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5150 West 56th Street (Rear)					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	58	20
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10 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 6710 South Harding Street					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	59	21
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11 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 4520 Independence Square					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	60	21
-----					
12 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 1225 East 86th Street					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	61	21
-----					
13 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 5021 Kentucky Avenue					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	62	21
-----					
14 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 5602 Caito Drive					
REFERRED TO: Whole Committee					
	Adopted	01/09/89	Not Req.	63	22
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# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
15 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 47 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	79	48
16 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5752 South Meridian Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	80	48
17 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8225 U.S. 31 REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	81	48
18 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 6801 South Emerson Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	82	48
19 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7138 Pollard Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	83	48
20 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5607 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	84	48
21 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5550 North Tacoma Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	85	48

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
22 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5521 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	86	48
23 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5502 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	87	48
24 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 1, 5420 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	88	48
25 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 5350 North Tacoma Avenue REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	89	48
26 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2015 East 52nd Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	90	48
27 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2351 East 49th Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	91	48
28 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 7, 2201 East 49th Street REFERRED TO: Whole Committee	Adopted	01/23/89	Not Req.	92	48



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
29 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District					
7, 4250 East Fall Creek Parkway North Drive					
REFERRED TO: Whole Committee					
	Adopted	01/23/89	Not Req.	93	48
30 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District					
11, 3802 North Keystone Avenue					
REFERRED TO: Whole Committee					
	Adopted	01/23/89	Not Req.	94	48
31 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District					
11, 3835 North Hillside Avenue					
REFERRED TO: Whole Committee					
	Adopted	01/23/89	Not Req.	95	48
32 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District					
7, 5020 North Keystone Avenue					
REFERRED TO: Whole Committee					
	Adopted	01/23/89	Not Req.	96	48
33 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District					
12, 7625 Pendleton Pike					
REFERRED TO: Whole Committee					
	Adopted	02/06/89	Not Req.	123	89
34 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District					
5, 8045 Oaklandon Road					
REFERRED TO: Whole Committee					
	Adopted	02/06/89	Not Req.	126	89
35 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 23,					
1832 Fletcher Avenue					
REFERRED TO: Whole Committee					
	Adopted	02/06/89	Not Req.	127	89

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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36 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 7206 Hearthstone Way REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	128	89
37 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 4745 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	129	89
38 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7209 US 31 REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	130	89
39 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 2001 West Washington Street REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	131	89
40 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4201 Millersville Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	132	89
41 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 11390 East 30th Street (Rear) REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	133	89
42 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3950 Southeastern Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	134	89

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
43 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 6, 8023 Meadowbrook Drive REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	135	89
44 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 5852 Crawfordsville Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	136	89
45 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 5702 Crawfordsville Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	137	89
46 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 350 North Shadeland Avenue REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	138	89
47 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 501 West Washington Street REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	139	89
48 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7501 Oaklandon Road REFERRED TO: Whole Committee	Adopted	02/06/89	Not Req.	140	89
49 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 6010 Thomas Road REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	160	116

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
50 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8002 East 86th Street (Rear) REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	161	116
51 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 5950 Brookville Road REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	162	116
52 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 6049 East Washington Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	163	116
53 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5358 Victory Drive REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	164	116
54 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 2424 East 46th Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	165	116
55 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 604 East 38th Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	166	116
56 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 1602 Woodpointe Drive (Extended) REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	167	116



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
57 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8320 U.S. 31 REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	168	116
58 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 8702 North Meridian Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	169	116
59 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2402 South California Street REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	170	116
60 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 6703 Sargent Road REFERRED TO: Whole Committee	Adopted	02/27/89	Not Req.	171	116
61 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3715 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	194	150
62 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 225 North Girls School Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	195	150
63 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10120 East 56th Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	196	150

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
64 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3425 West 16th Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	197	150
65 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 8180 West 10th Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	198	150
66 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 5915 Crawfordsville Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	199	150
67 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 7465 North Kitley Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	200	151
68 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1212 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	201	151
69 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7576 West Washington Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	202	151
70 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6646 Mooresville Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	203	151

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
71 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 40 Miley Avenue REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	204	151
72 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1655 South Bade Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	205	151
73 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, Approx. 8101 Bash Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	206	151
74 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 7610 Fall Creek Road REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	207	151
75 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3742 North Pennsylvania Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	208	151
76 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 101 North New Jersey Street REFERRED TO: Whole Committee	Adopted	03/20/89	Not Req.	209	151
77 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 3498, 3520 South Post Road (Rear) REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	236	189

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
78 SPONSORED BY: Borst DIGEST: rezoning ordinances for Perry Township, Councilmanic District 24, 4001 East Southport Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	237	189
79 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 502 South German Church Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	238	189
80 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 502 South German Church Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	239	189
81 SPONSORED BY: Borst DIGEST: rezoning ordinances for Pike Township, Councilmanic District 1, Approx. 3501 West 71st Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	242	189
82 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, Approx. 3202 West 62nd Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	243	189
83 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 4625 Lafayette Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	244	189
84 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7606 East 82nd Strset REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	245	189



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
85 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 8821 Railroad Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	246	189
86 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 610 Madison Avenue REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	247	189
87 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 308 West Stop Eleven Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	248	189
88 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 140 East Banta Road REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	249	189
89 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 12339 East 79th Street REFERRED TO: Whole Committee	Adopted	04/10/89	Not Req.	250	189
90 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 8920 East 21st Street REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	259	223
91 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 111 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	04/24/89	Not Req.	260	223

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
92 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 22, 629 East Arch Street					
REFERRED TO: Whole Committee					
	Adopted	04/24/89	Not Req.	261	223
93 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5309 Madison Avenue (Rear)					
REFERRED TO: Whole Committee					
	Adopted	04/24/89	Not Req.	262	223
94 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 11860 East 75th Street					
REFERRED TO: Whole Committee					
	Adopted	04/24/89	Not Req.	263	223
95 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7301 U.S. 31 South					
REFERRED TO: Whole Committee					
	Adopted	04/24/89	Not Req.	264	223
96 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7301 U.S. 31 South					
REFERRED TO: Whole Committee					
	Adopted	04/24/89	Not Req.	265	223
97 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9150 East 10th Street					
REFERRED TO: Whole Committee					
	Adopted	05/08/89	Not Req.	288	255
98 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11815 East Prospect Street					
REFERRED TO: Whole Committee					
	Adopted	05/08/89	Not Req.	289	255

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
99 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 5003 South Harding Street REFERRED TO: Whole Committee	Adopted	05/08/89	Not Req.	290	255
100 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3663 West Michigan Street REFERRED TO: Whole Committee	Adopted	05/08/89	Not Req.	291	255
101 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 7350 West 38th Street REFERRED TO: Whole Committee	Adopted	05/22/89	Not Req.	304	269
102 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1934 North Illinois Street REFERRED TO: Whole Committee	Adopted	05/22/89	Not Req.	305	269
103 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 24, 2420 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	317	297
104 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1605 East Stop Eleven Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	318	297
105 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6202 Georgetown Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	319	297

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
106 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6202 Georgetown Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	320	297
107 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 245 West 38th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	321	297
108 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 1237 South High School Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	322	297
109 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1201 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	323	297
110 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1213 & 1303 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	324	297
111 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5250 East Thompson Road REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	325	297
112 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6410 West 86th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	326	297



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
113 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6410 West 86th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	327	297
114 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6410 West 86th Street REFERRED TO: Whole Committee	Adopted	06/05/89	Not Req.	328	297
115 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District No. 5, 7402 East 86th Street REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	350	313
116 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District No. 15, 6635 East 21st Street REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	351	313
117 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District No. 12, 4423 North Shadeland Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	352	313
118 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District No. 11, 3247 Forest Manor Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	353	313
119 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District No. 25, 8420 South Emerson Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	354	313

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
120 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District No. 25, 8823 Madison Avenue REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	355	313
121 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District No. 21, 225 South East Street REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	356	313
122 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District No. 4, 9375 Whitley Drive REFERRED TO: Whole Committee	Adopted	06/19/89	Not Req.	357	313
123 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 2760 North Franklin Road REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	378	332
124 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1402 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	379	332
125 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2220 Lafayette Road REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	380	332
126 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5521 South Emerson Avenue REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	381	332

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
127 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 4624 Lafayette Road REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	382	332
128 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 19, 7201 West Morris Street REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	383	332
129 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 21, 5202 West Southern Avenue REFERRED TO: Whole Committee	Adopted	07/10/89	Not Req.	384	332
130 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7210 U.S. 31 South REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	420	368
131 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 1170 North Arlington Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	422	368
132 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 9011 Flynn Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	423	368
133 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2640 Brill Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	424	368

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
134 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 9410 Whitley Drive REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	425	368
135 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 8451 East Troy Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	426	368
136 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 6001 Hoover Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	427	368
137 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 1622 North Milburn Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	428	369
138 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2033 Hillside Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	429	369
139 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	430	369
140 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	431	369



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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141 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	432	369
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142 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 6301 Kentucky Avenue REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	433	369
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143 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 7040 Rockville Road (Rear) REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	434	369
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144 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 5501 South Meridian Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	435	369
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145 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 1339 South Muessing Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	436	369
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146 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 7349 East Southport Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	437	369
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147 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 3850 West 56th Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	438	369
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# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
148 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1720 West Thompson Road REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	439	369
149 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 16, 402 North Belmont Street REFERRED TO: Whole Committee	Adopted	08/01/89	Not Req.	440	369
150 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 3623 West 30th Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	480	419
151 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 139 South Mitthoefer Road (Rear) REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	481	419
152 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 7320 North Keystone Avenue REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	482	419
153 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5355 North Raceway Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	483	419
154 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 9593 Ditch Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	484	419

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
155 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 8123 Castleton Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	485	419
156 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7210 U.S. 31 South REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	486	420
157 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 2, 3837 Knollton Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	487	420
158 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 23, 3672 East Raymond Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	488	420
159 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 15, 7212 East Washington Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	489	420
160 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2002 Lafayette Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	490	420
161 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 2840 Cold Springs Road REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	491	420

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
162 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 23, 3350 Carson Avenue REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	492	420
163 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 2411 North Illinois Street REFERRED TO: Whole Committee	Adopted	08/28/89	Not Req.	306	421
164 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 18, 3559 Cossell Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	517	451
165 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 20, 2342 South West Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	518	451
166 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6055 West 86th Street (Rear) REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	519	451
167 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6015 West 86th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	520	451
168 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6055 West 86th Street (Rear) REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	521	451



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
169 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6055 West 86th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	522	451
170 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7761 East 75th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	523	451
171 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 1851 West Thompson Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	524	451
172 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 9206 Prospect Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	525	451
173 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 5750 Guion Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	526	451
174 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2604 East 25th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	527	451
175 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 4950 West 56th Street REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	528	451

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
176 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District 13, 5530 South Arlington Avenue REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	529	451
177 SPONSORED BY: Borst DIGEST: rezoning ordinance for Decatur Township, Councilmanic District 19, 3703 Kollman Road REFERRED TO: Whole Committee	Adopted	09/25/89	Not Req.	530	451
178 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 8630 Guilford Avenue REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	556	603
179 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 1, 6903 West 21st Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	557	603
180 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 6001 Georgetown Road REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	558	603
181 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 8, 5231 West 46th Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	559	603
182 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5350 West 62nd Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	560	603

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
183 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 9, 3437 Boulevard Place REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	561	603
184 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 6611 East 82nd Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	562	603
185 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 7447 South Meridian REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	563	603
186 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 11501 East Washington Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	564	603
187 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 11, 4007 North Sherman Drive REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	565	603
188 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District 4, 9040 North Meridian Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	567	604
189 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 5790 Guion Road REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	568	605

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
190 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 16, 755 West University Avenue REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	569	605
191 SPONSORED BY: Borst DIGEST: rezoning ordinance for Wayne Township, Councilmanic District 17, 1016 North Belmont Avenue REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	570	605
192 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4710 West 73rd Street REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	571	605
193 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 4050 North Post Road REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	572	605
194 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 12, 3150 North Shadeland Drive REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	573	605
195 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 20, 7104 U.S. 31 REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	574	605
196 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 10, 2128 - 2146 North Olney Street and 2121 Avondale Place REFERRED TO: Whole Committee	Adopted	10/09/89	Not Req.	575	605



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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197 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Washington Township, Councilmanic District No. 6, 6524 North Carrollton Avenue					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	586	634
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198 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Franklin Township, Councilmanic District No. 13, 540 East Thompson Road					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	587	634
-----					
199 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District No. 22, 215 North Cleveland Street					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	588	634
-----					
200 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 5, 10809 East 21st Street					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	589	634
-----					
201 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Center Township, Councilmanic District 21, 550 South Capitol Avenue					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	590	634
-----					
202 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District 13, 10612 East Washington Street					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	591	634
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203 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District #12, 2525 North Shadeland Drive					
REFERRED TO: Whole Committee					
	Adopted	10/23/89	Not Req.	592	634
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# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
204 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District #6, 5520 North Meridian Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	593	634
205 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District #6, 5503 North Illinois Street REFERRED TO: Whole Committee	Adopted	10/23/89	Not Req.	594	634
206 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District 25, 660 East County Line Road REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	608	659
207 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 4710 West 73rd Street REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	609	659
208 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10550 East 56th Street REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	609	659
209 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10550 Pendleton Pike REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	609	659
210 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 3, 10850 East 56th Street REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	609	659

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
211 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5802 Georgetown Road REFERRED TO: Whole Committee	Adopted	11/06/89	Not Req.	609	659
212 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District 14, 7201 East Washington Street REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	635	680
213 SPONSORED BY: Borst DIGEST: rezoning ordinance for Center Township, Councilmanic District 24, 419 North 17th Avenue REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	636	680
214 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 1, 5605 West 71st Street REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	637	680
215 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District 2, 7705 North Michigan Road REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	638	680
216 SPONSORED BY: Borst DIGEST: rezoning ordinance for Lawrence Township, Councilmanic District 5, 7502 Indian Lake Road REFERRED TO: Whole Committee	Adopted	11/20/89	Not Req.	639	680
217 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District #1, 9396 Lafayette Road REFERRED TO: Whole Committee	Adopted	12/04/89	Not Req.	648	767

# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
218 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #14, 405 South Shortridge Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	675	787
219 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District #1, 7523 Marsh Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	676	787
220 SPONSORED BY: Borst DIGEST: rezoning ordinance for Pike Township, Councilmanic District #1, 5710 Georgetown Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	677	787
221 SPONSORED BY: Borst DIGEST: rezoning ordinance for Warren Township, Councilmanic District #14, 5804 Brookville Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	678	787
222 SPONSORED BY: Borst DIGEST: rezoning ordinance for Washington Township, Councilmanic District #4, 2501 East 86th Street REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	679	787
223 SPONSORED BY: Borst DIGEST: rezoning ordinance for Franklin Township, Councilmanic District #13, 7638 Acton Road REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	680	787
224 SPONSORED BY: Borst DIGEST: rezoning ordinance for Perry Township, Councilmanic District #25, 4951 South Harding Street REFERRED TO: Whole Committee	Adopted	12/18/89	Not Req.	681	787



# 1989 REZONING ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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225 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Warren Township, Councilmanic District #13, 116 South Muessing Street					
REFERRED TO: Whole Committee					
	Adopted	12/18/89	Not Req.	682	787
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226 SPONSORED BY: Borst					
DIGEST: rezoning ordinance for Wayne Township, Councilmanic District #18, 6231 West Washington Street					
REFERRED TO: Whole Committee					
	Adopted	12/18/89	Not Req.	683	787
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THE NEW YORK PUBLIC LIBRARY

# 1989 POLICE SPECIAL SERVICE DISTRICT FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
1 SPONSORED BY: Dowden					
DIGEST: appropriating \$2,585,821 for the Department of Public Safety, Police Division, to allow the Police Department to keep its fleet at the current level per the five year fleet plan					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	01/23/89	02/01/89	22	74
2 SPONSORED BY: Dowden					
DIGEST: transferring and appropriating \$500,000 for the Department of Public Safety, Police Division, to pay the first installment to the Parks and Recreation Department for the Quad II headquarters					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	02/06/89	02/17/89	66	97
3 SPONSORED BY: Dowden					
DIGEST: appropriating \$20,000 for the Department of Public Safety, Police Division, for the Victim Assistance Program to produce a rape awareness video for educational purposes					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	03/20/89	03/27/89	151	176
4 SPONSORED BY: Dowden					
DIGEST: appropriating \$35,000 for the Department of Public Safety, Police Division, to purchase a Driver Analyzer Training System to provide better retraining and training on driving techniques					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	05/08/89	05/11/89	254	260
5 SPONSORED BY: Dowden					
DIGEST: the annual budget for the Police Special Service District for 1990					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	415	455

# 1989 FIRE SPECIAL SERRVICE DISTRICT FISCAL ORDINANCE INDEX

	Action	Date	Approved By Mayor	Proposal Number	Journal Page
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1 SPONSORED BY: Dowden					
DIGEST: the annual budget for the Fire Special Service District for 1990					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	416	460
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2 SPONSORED BY: Dowden					
DIGEST: appropriating \$232,484 for the Department of Public Safety, Fire					
Division, to fund salaries of authorized personnel and to cover					
underfunding in the 1989 budget					
REFERRED TO: Public Safety and Criminal Justice Committee					
	Adopted	09/25/89	10/05/89	460	582
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# 1989 SOLID WASTE COLLECTION SPECIAL SERVICE DISTRICT FISCAL ORDINANCE INDEX

	Action	Date	By Mayor	Number	Page
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1 SPONSORED BY: Coughenour					
DIGEST: the annual budget for the Solid Waste Collection Special Service District for 1990					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	417	464
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2 SPONSORED BY: Coughenour					
DIGEST: appropriating \$27, 829 for the Department of Public Works, to hire staff for the expansion of the Solid Waste Collection District and implement the solid waste service fee					
REFERRED TO: Public Works Committee					
	Adopted	09/25/89	10/05/89	464	583
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